302

1862

411

Foujdary Dear 2d January 1835

№1 To The Late Officiating Judge Late on Circuit in the Northern Division at Chittoor.

Sir,

With reference to your letter of the 30th October and 24th Ultimo, I am directed by the Judges of the Foujdary Adalat to forward to you the accompanying Copy of the order of Government of the 11th November last.

2d January 1835 } (Signed) J. F. Thomas. Register

Order of Government on Foujdary Adalat letter №209 dated 5th November 1834.

Here enter F.A. №209 dated 5th November 1834

№936.

The proposed arrangement is sanctioned.

Fort St George 11th November 1834 } (Signed) D. Elliott Offg Secy to Govt

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

Gentlemen, With reference to your letter of the 12th December and the Correspondence there referred to I am directed by the Judges of the Court of Foujdary Adalat to transmit the accompanying Copy of the orders of Government of the 23d Ultimo and to desire that they may be Communicated to the Criminal Judge of Chingleput

Enter paras 1 & 2 of Extract from minutes of Consultation 22d December 1834.

3d January 1835. (Signed) J. F. Thomas. Register

(Circular Order №27.)

4 To the 4 Provincial Courts of Circuit

Gentlemen.

I am directed by the Judges of

Foujdary Diary Janry 1835

the Foujdaree Udalut to transmit for the guidance
the several Officers in charge of Jails in your Di
the annexed order of Government of the 23 D
ber 1834.-

Enter Order No 1045

The Governor in Council desi
that it be made a general rule that the sums c
by the labor of prisoners be carried to the cred
of Government in the Collectors Treasury mon
5th January 1835. (Signed) J. F. Thomas.

Regis

Copy sent to Government Ack 27

No

To

The Provincial Court of Circuit
in the
Southern Division

Gentlemen,

In reply to your letter of
the 24th Ultimo, acknowledging the receipt of
an Extract from the Proceedings of the Fou
=dary Udalut of 29th November last contai
=ing the observations of the Court on the Hab
yearly Criminal Statement the Judges desi
me with reference to paras 3 of your
letter to state, that the remark of the Foujd
Udalut

Foujdaree Diary 5th January 1835.-

Udalut there quoted, applies to the statement from
Trichinopoly, and not, as you justly observe, to those
from Tinnevelly you will be good enough to
substitute Trichinopoly for Tinnevelly in the Ex-
-tract furnished to you and communicate
para 19 to the Magistrate of the former District
explaining to him, that Col. 21 in the Statement,
No 4 is intended to shew the number of cases in
which the offenders are altogether unknown; and
Col. 3, those in which they are known, but have
not been apprehended.-

5th January 1835. (Signed) J. F. Thomas.-
Register

To

The additional Judge on Circuit in the
Northern Division.-

Sir,

I am directed by the Judges of the
Court of Foujdary Udalut to acknowledge the
receipt of your letter of the 23rd Ultimo, submitting
a correspondence between yourself and the Assis-
-tant Criminal Judge of Chicacole and requesting
the orders of the Court on the proper mode of disposing
of

of Nos 42 to 46 inclusive of the Calendars.

2. The Judges are of opinion that the term of Section VII Regulation X of 1816 do not prec the Criminal Judge from committing to trial by the Court of Circuit any case cognizable by him under the Mahomedan Law for which he conside the penalties adjudicable by the Criminal Court inadequate. It rests with the Criminal Courts to determine in each instance not specially provided for by the R gulation as in cases of assault of different degree of violence whether they shall commit the accused pass sentence themselves The Court of Circuit may revise the proceedings of the lower Court if any case committed appears to that Court more properly to fall the jurisdiction of the Criminal Court it is of course competent to the Judge on circuit to return it to the lower Court to be disposed of.

5th January 1835. } / Signed / J F Thomas
Register

No 10 To The Provincial Court in the Western Division

Gentlemen.

With reference to your letter of the 23d Ultimo,

Ultimo, annexing copy of one from Mr Boileau re-lative to the Bungalow purchased of that Gentleman, I am directed by the Judges of the Foujdary Udalut to forward to you the accompanying copy of an order of Government thereon under date 30th Ultimo.

No 1066

As the purchase of the House in question has been annulled, the Governor in Council cannot interfere as to the disposal of it.

5th January 1835. / Signed / J F Thomas
Register

13 To

The Acting 3d Judge on Circuit in the Centre Division.

Sir,

With reference to para 29 of your Report under date 17th September last. I am directed by the Judges of the Court of Foujdary Udalut by the Judges of the Court of Foujdary Udalut to be returned × to transmit to you, the accompanying Estimate received from the Zillah Judge of Cuddapah of the Cost of erecting a Record room for his Court

The Judges desire to be informed of the expence incurred at Bellary for the same purpose; and

Foujdary Diary 6th January 1835.

and you will report to them the size of the proposed building at Cuddapah with your opinion after communication with the zillah Judge on the deferent items of the Estimate and whether any reduction can be made.—

6th January 1835. / Signed / J. F. Thomas
Register

No 2

No 14 To The Officiating Secretary to Government
Judicial Department

Sir,

With reference to para 8th of their proceedings of the 20th November last I am directed by the Judges of the Foujdary Adalut to submit for the orders of Government, the accompanying estimate of the cost of the alterations in the Jail at Cuddapah proposed by the acting 3d Judge on Circuit Centre Division. The Judges beg leave to recommend that the Charge amounting to Rupees 176-12 may be sanctioned.—

6th January 1835 } / Signed / J. F. Thomas
Register

To.

No 15 To The acting 3d Judge on Circuit in the
Centre Division.

Sir,

The Judges of the Foujdary Adalut direct me to acknowledge the receipt of your letter of the 29th Ultimo, reporting the commencement of the Sessions at Chingleput. They consider it of importance that your Circuit should be brought to a close as early as possible and they request therefore that you will not receive any supplemental calendars and that you will use your best exertions to dispose of the business before you and return to Chittoor on a early date.—

6th January 1835 } / Signed / J. F. Thomas
Register.

No 3.

No 16 To The Officiating Secretary to Government
in the Judicial Department

Sir,

I am directed by the Judges of the Court of Foujdary Adalut to forward to you to be laid before the Governor in council, the accompanying

accompanying copy of a letter under date 21st Ultimo, from the acting Joint Criminal Judge Auxiliary Court at Guntoor, requesting that the orders of Government may be obtained authorizing the Collector to refund the sum of 50 Rupees part of a judicial fine levied by the Auxiliary Court and carried to the account of Government.

The fine in question was it appears imposed by the late Joint Criminal Judge in No. 152 of the Criminal Report, and remitted by the Provincial Court of Circuit in exercise of the powers vested in them. The Judges request the orders of Government for its immediate return to the Auxiliary Court, and they would suggest that the Collectors generally may be directed to comply with all requisitions for the refund of monies received by them from the Court made under the orders of the Provincial Court or of the Sudr and Foujdary Adalut.

/Signed/ J. F. Thomas.
Register.

No. 17. To

The Provincial Court of Circuit in the Southern Division

Gentlemen,

I am directed by the Judges of the Court of Foujdary Adalut to call your attention to the remarks (of which a copy is annexed) in para 2 of the letters of the 18th October last from the acting Assistant Judge Auxiliary Court Coimbatore, which accompanied the Quarterly Civil Reports forwarded by you under date 10th Ultimo.

The Judges desire that you will call upon the Magistrate of Coimbatore for an explanation of the circumstances, which have led to the transmission of numbers of petty cases to the Criminal Court and issue the necessary orders on the subject.

In examining future monthly Reports with from Coimbatore and Salem you will be careful to notice to the Magistrate, instances in which his subordinate Officers have forwarded to the Criminal Court cases cognizable by themselves.

7th January 1835.

/Signed/ J. F. Thomas
Register

To

No 20 To The Provincial Court of Circuit in the Southern Division

Gentlemen.

1. Referring to the Extract from your proceedings of the 12th December, and the return from the Magistrate of Salem of the 13, which accompanied your return under date 24 December to this Court Receipt of the 12th November last the Judges of the Fouzdary Udalat, desire, that you will issue immediate orders to the Criminal Judge and magistrate of Salem, for the retransfer to the Zillah Jail of the 71 Security prisoners now under the charge of the Magistrate

2. You will instruct the Criminal Judge to replace them by convicts, and prohibit in future the removal of Security prisoners from this custody, except under the special orders of the Provincial Court of Circuit under the instructions of this Court dated 30th September 1826 Their removal from the Zillah Jail is objectionable as it deprives them of the opportunity of producing security and subjects them to a measure of labour to which they are not under the Circular orders of the Fouzdary Udalat liable-

It

It should only be authorized when it may be rendered temporarily necessary by the unhealthy state of the Jail.-

7th January 1835. /Signed/ J. F. Thomas Register

No 21 To G. J. Casamajor Esqr Late Officiating Judge late on Circuit in the Northern Division at Chittoor.-

4-8-2 Sessions 1833. 6-9. 1 2nd Sessions 1834. 4

Sir,

I am directed by the Judges of the Fouzdary Udalat to request that the remaining trials of the Nellore Calendars as noted in the margin may be referred with as little further delay as possible.-

9th January 1835. /Signed/ J. F. Thomas Register.-

To The Acting 3d Judge of the Provincial Court of Circuit in the Northern Division

Sir.

I am directed by the Judges of the Court of Fouzdary Udalat to inform you in reply to your letters of the 30th Ultimo. that a

as the Moofty has not left his station since his appointment to the Provincial Court the Judges are of opinion, that he should be directed to proceed to Guntoor and accompany you on Circuit a copy of this letter will be forwarded to the 1st Judge at Nellore.

9th January 1835. /Signed/ J.F. Thomas.
Register.

No. 29. To The 1st Judge, on Circuit in the
Northern Division
Nellore.

Sir,

I am directed by the Judges of the Court of Foujdary Udalut to transmit to you the accompanying copy of a letter of this date to the acting 3d Judge and to desire, that you will instruct the Moofty of your Court to hold himself in readiness to proceed to Guntoor and accompany the acting 3d Judge on Circuit.

You will fix in communication with Mr Wray, the date in which it will be necessary that the Mooftee should reach Guntoor.

9th January 1835. /Signed/ J.F. Thomas
Register.

To

To The Provincial Court of Circuit in the
Southern Division.

Gentlemen,

I am directed by the Judges of the Court of Foujdary Udalut, with reference to your letter of the 19th ultimo, to forward to you the accompanying copy of an order of Government under date 2d next.

9th January 1835. /Signed/ J.F. Thomas
Register.

To The Criminal Judge of Nellore.

Sir,

I am directed by the Judges of the Court of Foujdary Udalut to acknowledge the receipt of your letter of 20th Ultimo, and to forward to you the accompanying copy of the order of Government therein under date 2d next.

9th January 18 /Signed/ J.F. Thomas
Register.

Enter No. 32.

To The Magistrate of Trichinopoly

Sir,

I am directed by the Judges of the Foujdary Udalut to acknowledge of your letter of 20th Ultimo, and to forward to you a Copy of the orders of Government therein.

9th January 1835. /Signed/ J.F. Thomas.
Register

Enter No. 33.

(No. 4.)

To The Officiating Secretary to Government
in the Judicial Department

Sir,

I am directed by the Judges to acknowledge the receipt of the order of Government of the 2d. Instant No. 4; referring the case of a time expired convict Mootoosawmy to the Foujdary Adalut.-

2. The Judges observe that the convict is stated in the Extract from the Register, which accompanied the communication from Government, to have been transported for seven years for "Felony and Larceny"- they conclude therefore that he was sentenced by the Supreme Court- The Foujdary Adalut not being competent to pass a sentence of this nature nor under any circumstances of transportation Except for life under clause second Section VIII Regulation XX of 1803.-

9th. January 1835. (Signed) J.F. Thomas
Register.

(No. 5.)

To The Officiating Secretary to Government
in the Judicial Department

Sir,

I am directed by the Judges of the Court of Foujdary Adalut to request that you will lay before Government

the subjoined statement of the circumstances of case No. 62 on the Guntoor Calendar for the 1st Sessions of 1834. which has prior been decided by them.-

On the night of the 20th May 1833, a Gang of armed Robbers, about 40 in number repaired to a house in the Village of Woatcoor inhabited by the brothers Ramaiah and Venkoo and then discharged their firelocks The brothers did not then venture out, but taking up their arms retired to a Bullock stall and the Robbers concluding that the house was uninhabited proceeded to the dwelling of the Prosecutor Caimaragoonta Narasimha shoolas (in the same Village) plundered it and inflicted dwelling upon the person of his wife and brother which it is unnecessary hereto detail of the most revolting character- Thither they were followed by the brothers who found a part of them assembled near the Gate and the rest within the house. at those near the Gate one of the brothers Nurrah Venkoo immediately discharged his firelock when two of the Gang are supposed to have been struck- The brothers then endeavoured to climb over the wall. but being unable to do so, Nurrah Veerunnah mounted on the shoulders of the other mentioned above and from that position observing that the Robbers were digging

digging open the Prosecuter salt pit and that they were armed, he discharged his firelocks at them, when one of the Gang fell and was secured.

It appears to the Court that the conduct of the two brothers upon this occasion was highly meritorious and that to their courage is solely attributable the capture of one of the gang upon the spot and under this view of the case they beg to recommend that a reward of 70 Rupees each be conferred upon Nurrah Veerennah and Venkoo by the Government and that if it should be ascertained that either of those persons has died since the close of the trial before the Circuit Court the same sum be bestowed upon the family.

9th January 1835. I have &c.

(Signed) T. H. Davidson.

Head Asst. to the Regist

(No. 6)

To The Officiating Secretary to Government in the Judicial Departmen

Sir,

I am directed by the Judges of the Foujdary Udalut with reference to the courts proceedings of the 31st July last to forward to you to be laid before

the Right Honorable the Governor in Council, the Statements required by the Court of Directors in the 23rd para of their dispatched of the 12th October 1831.-

2. The Table No. 1 contains corrected Statements, corresponding with those given in para 18 of the courts letter. The most important variations, are in the numbers acquitted from 1828 to 1829 by the Criminal Judges, and in the number punished by the Foujdary Udalut from 1825 to 1827 Some of the inaccuracies in the tables in the Courts letters probably arise from the errors of the transcribers, but the Judges are unable to state, what may have led to the great variations just instained by them. They believe their present Statements may be relied upon, they agree also, with the former Statements furnished for those years by the Foujdary Udalut.-

3. The Table No. 2, exhibits in like manner the inaccuracies in the Tables entered in paras 19 and 20 of the courts dispatch. The unimportant differences observable arise from the Court of Directors having included under the head of imprisonment, insane prisoners, and for the year 1822- 18 prisoners who were punished by the Foujdary

Foujdary Udalut to fine alone, and then discharged.—

4 No 3. gives a corrected statement of the capi=tal sentences passed by the Foujdaree Udalut from 1803 to 1818 inclusive. This table has been prepared by a detail reference to all the proceedings or trials in the Courts records, and the Judges have also referred to statements of former years furnished to Government which confirm the accuracy of the corrections now made. Where the number given by the Honorable Court is an excess, as in 1804—1805 and 1810 it may be accounted for in part by the tables in the Dispatch including all cases in which sentence of death was prô formâ passed, whereas the table of the Foujdaree Udalut includes only those in which the capital punishment took place, and excludes the cases, where sentence of death was committed by Govern=ment. The records of the Foujdary Udalut do not enable the Judges to offer any probable explanation of the differ=ence in those years, as 1807 and 1808, where the num=bers given by the Court of Directors fall short of the true numbers.—

5. The Judges have also prepared two state=ments No 4 and 5, which exhibit a complete view of the operations of the Foujdary Udalut for the two periods from

Foujdary Diary 9th January 1835.—

from 1803 to 1818 and from 1819 to 1833. The first of these (No 4.) contains the informations required by the Court of Directors in the latter part of para 23.—

6. There is one general observation the Judges may make on the variations between the different years apparent in these tables and those drawn up by the Honora=ble Court, that the periods of marked increase of crime and ordinarily of capital punishments are those, in which fa=mine extensively prevailed. It is scarcely necessary for them to advert to the peculiar severity with which a defi=ciency of the usual returns from the land always op=presses upon the lower classes of the people in this Country in order fully to account for this difference how great=soever it may be. The people are often, at such seasons, driven to the commission of crime, as the only means even of escaping death and a great increase of the more heinous, as well as of minor offences follows therefore as the natural result of such periods of suffering.—

7. It is necessary also for the Judges to observe, with reference to para 21 of the Honorable Court dispatch that the sentences for transportation, should be taken into consideration at the same time with the sentences of

of death, as the Court of Foujdary Adalut under the impression, which they believe to be well founded, that transportation is viewed by the bulk of the people as a penalty of equal severity with a sentence of death, have not infrequently passed this sentence, in cases of murder and robbery with murder, where more than one person has been concerned in lieu of inflicting the full penalty of the law a decrease in the rates of capital punishments is not of itself therefore, indicative of the diminution of atrocious crimes, nor does it prove, that the severest penalties of the law are less necessary to restrain evil

8.— In explain of excess in any particular year, not to be accounted for by its being a season of security, it may be stated generally that it will be found to have its origin in one or two cases of a peculiar character, where some notorious leader, has planned and executed with a large body of followers, an extensive Gang Robbery and the Police incited in consequence to unusual activity, have been successful in their efforts to bring the offenders to justice cases of this nature act have occurred at intervals especially in the Northern Circars, and have occasioned some of

of the variations observable in the statement.—

9. The Judges have not furnished the information for which the Court of Directors express their desire in the last part of para 23" as they have been unwilling to throw upon the Circuit Courts, already overburthened with duty, additional labour at the present period.—

The Judges to be their opportunity to submit the statement (B) called for on the 4" para of the Court Dispatch of the 28th March 1833 they hope to submit shortly the report required by the orders of Government on the 51st Para" of the same dispatch.—

I have the honor to be.

Sir.

your most Obedient Servant.

9th January 1835

(Signed) J. F. Thomas.—

Register.—

Criminal—

The yearly average of the above numbers is as follows.—

Examined Straps	Cracks of Cement	Spreading Blisters									
12"	2"	3"	4"	1/2"	2"	3"	4"	1/2"	2"	3"	4"
Joints	Joints	Joints	Joints	Joints	Joints	Joints	Joints	Joints	Joints	Joints	Joints

Foundary Diary 9th January 1835

Examined	867	1162	727½	719	213	274	160	204	29	77	47½
Aggregate	4991	3288½	4212½	416½	847½	923	1019	977	95½	176	277
Average	2324½	2865½	160½	158	1069	306	400	476	158½	371½	295

Examined	2601	3487	918	430	639	822	482	408	214	233	142
Aggregate	1149	1586	1263	732	254	277	505	196	49	52	83
Average	697	856	481	316	320	151	120	95	47	111	88

Foundary Diary 9th January 1835

Examined Straps	Cracks of Cement							Spreading Blisters			
1819	1822	1825	1828	1819	1822	1825	1828	1819	1822	1825	1828
"	"	"	"	"	"	"	"	"	"	"	"
1821	1824	1827	1829	1821	1824	1827	1829	1821	1824	1827	1829

No 2

	1819	1820	1821	1822	1823	1824	1825	1826	1827	1828	1829
Death	58	47	94	58	66	40	46	21	12	26	16
Transportation	45	14	41	82	193	139	114	29	14	31	14
Imprisonment	80	35	61	76	101	340	407	178	63	54	76

Insane included in number imprisoned.—

These numbers in periods corresponding to those given above, and their yearly average would be as follows:

Sentences	1819 to 1821	1822 to 1824	1825 to 1827	1828 and 1829	yearly averages.— 1st period	2d period	3d period	4th period
Death	199	164	79	42	66 1/3	54 2/3	26 1/3	21
Transportation	100	414	157	45	33 1/3	138	52 1/3	22 1/2
Imprisonment	176	517	648	130	58 2/3	172 1/2	216	65

No 3.—

The Capital sentences passed by the Foujdary Adalut in several preceding years are stated to have been as follows.—

1803	1804	1805	1806	1807	1808	1809	1810	1811	1812	1813	1814	1815	1816	1817	1818
76	103	118	96	123	81	55	57	49	17	49	42	39	24	38	14

Foujdary Diary 9th January 1835.

Fouj dary Diary 9th January 1835.

Operations of the Fouj dary Udalut. fr[om] the year 1803 to 1818 inclusive

Punishments inflicted by the Fouj dary Udalut.—

Years	No. of Trials disposed of	Acquitted	Released unconditionally	Ordered to be released on security	Number of Persons committed & furnished	Death	Flogged and transported	Transported without flogging.	Flogged and imprisoned for life	Imprisoned for life without flogging	Flogged and imprisoned for more than 14 years—	Flogged and imprisoned for more than 7 and not more than 14 years without flogging	Imprisoned for more than 7 and not more than 14 years without flogging	Flogged and imprisoned for 7 years and under	Imprisoned for 7 years and under without flogging	Fines and imprisoned	Fines and discharged	Flogged and discharged	
1803	106	171	56	"	114	76	"	20	"	1	"	"	2	"	15	"	"	"	1 Person Insane
1804	127	424	210	4	210	103	"	29	"	7	"	"	6	19	17	"	"	29	
1805	113	242	43	10	189	118	"	43	"	6	"	"	1	2	18	"	"	1	
1806	82	198	41	7	149	96	"	32	"	"	"	"	1	"	20	"	"	"	1 Person Insane
1807	144	300	65	1	230	123	"	69	"	1	"	"	14	1	16	"	"	6	4 Persons Insane
1808	123	327	105	6	214	81	"	62	"	2	"	"	37	"	32	"	"	"	2 Persons Insane
1809	98	237	64	25	144	55	"	35	"	2	"	"	14	2	35	"	"	1	4 Persons Insane
1810	115	230	52	52	119	57	"	41	"	"	"	"	6	5	8	"	"	2	7 Persons Insane
1811	125	238	77	39	120	49	"	34	"	"	"	"	"	4	33	"	"	"	2 Persons Insane
1812	104	239	56	79	103	17	"	50	"	"	"	"	3	"	30	"	3	"	1 Person Insane
1813	129	399	87	31	278	49	"	116	"	19	"	"	22	2	68	1	"	1	3 Persons Insane
1814	74	229	31	43	154	42	"	72	"	"	"	"	5	"	34	"	"	1	1 Person Insane
1815	149	433	230	49	149	39	"	58	"	"	"	"	13	3	36	"	"	"	5 Persons Insane
1816	94	165	98	19	48	24	"	6	"	"	"	"	"	2	16	"	"	"	
1817	96	198	94	15	78	38	"	10	"	"	"	"	7	"	21	"	"	2	1 Person Insane
1818	60	117	67	9	40	14	"	7	"	"	"	"	10	"	9	"	"	"	1 Person Insane
	1739	4137	1376	389	2339	981	"	684	"	38	"	"	141	40	408	1	3	43	33 Persons Insane—

Released unconditionally—

Ordered to be released on security—

Convicted and Punished—

Insane—

Foujdary Diary 9th January 1835.

Operations of the Foujdary Udalut from the year 1819 to 1833 inclusive.

year	No. of Trials disposed of	Number of Persons	Released unconditionally	Ordered to be released on security	Number of persons committed and punished	Death	Flogged and Transported	Transported without Flogging	Flogged and imprisoned for life	Imprisoned for life without Flogging	Imprisoned for 14 years and under	Imprisoned for more than 14 years and not more than 17 years	Imprisoned for more than 17 years and not more than 14 years without Flogging	Flogged and imprisoned for 7 years and under	Imprisoned for 7 years and under without Flogging	Fined only	Fined and discharged	Flogged and discharged	
1819	100	288	81	19	184	58	"	45	"	"	"	"	"	9	1	67	3	"	1	4 Persons Insane
1820	92	179	48	33	96	47	"	14	"	"	"	"	"	1	2	32	"	"	"	2 Persons Insane
1821	128	302	44	61	196	94	"	41	"	"	"	"	"	32	4	25	"	"	"	1 Person Insane
1822	120	359	35	90	234	58	10	72	"	"	"	"	1	44	1	30	"	18	"	
1823	171	516	81	71	360	66	119	74	"	"	"	"	"	7	35	4	55	"	"	4 Persons Insane
1824	196	773	155	96	521	40	121	18	"	"	"	"	"	48	41	16	235	"	"	2 1 Person Insane
1825	244	924	233	124	567	46	95	19	1	1	"	"	"	36	45	51	273	"	"	"
1826	157	579	260	90	229	21	19	10	"	2	"	"	"	60	10	22	84	"	"	1
1827	90	218	81	45	89	12	12	2	"	5	"	"	"	17	2	23	16	"	"	" 5 Persons Insane.
1828	118	288	157	20	111	26	25	6	"	"	"	"	"	30	3	5	16	"	"	"
1829	118	304	147	45	106	16	5	9	"	2	"	"	"	13	3	20	38	"	"	" {4 Persons Insane. 2 Dr. dead.}
1830	115	388	273	41	73	26	4	8	"	"	"	"	"	8	14	4	9	"	"	" 1 Person Insane
1831	132	440	59	86	266	43	26	40	"	1	"	"	"	1	114	2	39	"	"	" {2 Persons Insane 4 Dr. Punished in other Cases 23 Dr. Died.
1832	134	389	77	103	166	41	24	40	"	1	"	"	"	26	"	30	"	3	"	" {32 Persons Punished in other Cases 6 Dr. Returned to the circuit Judge 2 Dr. Insane 3 Dr. Dead.
1833	128	542	151	44	309	34	4	162	"	"	"	"	"	1	24	4	80	"	"	" {1 Person Insane 1 Returned to the circuit Judge 17 Persons Died 9 Punished in other cases
	2043	6489	1882	968	3507	628	464	560	1	12	"	"	"	222	403	159	1029	3	21	4 132.

Released unconditionally 1882
ordered to be released, on security 968
convicted and Punished 3507
Insane 25
Punished in other cases 55
Returned to the circuit Judge 1
Died 45
Total

X Prisoner was ordered to be released, in consideration of the imprisonment which he has already undergone.

A

Memorandum of Decrees and sentences passed by each Judge of the Court of Sudr and Faujdary Udalut from 2d August 1831 to 30th June 1834.-

Names of the Judges.-	Decrees		Sentences		Period during which they were desided.-		
	Singly	Jointly with others	Singly	Jointly with others	y.	m.	
Mr. Oliver	"	"	"		27	2 — 11	Chief Judge took his seat in Council 1st March 1831
Mr. Grant	4	2	"		54	" — 11	Resigned 30th June 1834
Mr. Lushington	1	12	2		163	2 — 9	6 months leave from 1st may 1834 Appointed 19th Feby 1820.
Mr. Reid	"	6	1		214	1 — 6	absent on leave from 6th January 1833 to 25th may 1834 — 4th March 1831
Mr. Huddleston	"	15	"		225	1 — 10	Appointed on the 21st October 1831. Absent from 14th Augt 1833
Mr. Oakes	"	10	9		171	1 — 5½	Appointed on the 12th January 1833
Mr. Campbell	"	1	17		67	" — 5	Appointed on the 28th January 1834.-

/Signed/ J. F. Thomas - Register

Faujdary Diary 9th January 1835.

9th January 1835.-

To

The Civil and Criminal Judge of Cheingleput

Sir,

I am directed by the Judges of the Court of Faujdary Udalut to direct, that you will report without delay, whether 50 convicts can be furnished from your Jail, without detriment to the works in hand.-

I have &c.

/Signed/ J. F. Thomas.-
Register

14th January 1835.

To

The Provincial Court of Circuit in the Northern Division.

Gentlemen,

I am directed by the Judges of the Court of Faujdary Udalut to acknowledge the receipt of a letter dated the 31st Ultimo, from the Acting Joint Criminal Judge at Guntoor, requesting the sanction of Government for the removal from the Collector Treasury of Fifty Rupees the half of the fine adjudged against the 1st Prisoner in Mr 152 of the Criminal Register

The Circular order No 8 of the 4th date enclosed the requisite authority from Government; in case = unnecessary it, you will point out to the Acting Joint Criminal

Criminal Judge, that he was in error, in acting upon the orders of the Provincial Court of Circuit of the 10th December, before he had received an intimation of their confirmation by the Foujdary Udalut his reference also should have come thro the Provincial Court of Circuit and not direct, you will also instruct him with reference to the proceedings of the Foujdary Udalut of the 23d December, para 3, to make application to the Collector for the refund of Sixty Rupees of the amount of the fine in No. 152 paid into his Treasury, and return the same to the 1st Prisoner in that case.—

19th January 1834 } (Signed) I. I. Thomas.
Register.

No. 6.

To The Additional Judge on Circuit in the Northern Division

Sir,

1 I am directed by the Judges of the Sudr and Foujdary Udalut, to acknowledge the receipt of your letter of the 16th Ultimo, and to communicate to you the accompanying orders of Government thereon No. 19 The original petitions received from the Government office are also forwarded to you.—

2. The Judges desire that you will instruct the

the Moofty of the Zillah Court of Chicacole to accompany the Circuit Court to Vizagapatam, and it will be necessary for you to furnish a copy of these orders for the information of the Officer in charge of the Zillah Court

20th January 1835 } (Signed) I. I. Thomas.
Register

No. 29.

To The 1st Judge on Circuit in the Northern Division.

Sir,

I am directed by the Judges of the Court of Foujdary Udalut, to acknowledge the receipt of your letter of the 14th Instant, giving cover to an application from the Moofty of the Provincial Court of Circuit to be relieved from attendance on the Circuit Court at the Sail Deliveries for the 1st Zillahs 1835.—

The Judges are fully aware of the heavy duties which have fallen to the Moofty during the last 18 months, but they see no sufficient cause to alter the arrangement directed by them under date 9th Instant

20th January 1835 } (Signed) I. I. Thomas.
Register

No. 7.

To The Officiating Secretary to Government in the Judicial Department

Sir,

With reference to the order of Government

No.

Foujdary Diary 20th and 21st January 1835

No 21 under date the 6th Instant I am directed by the Judges of the Foujdary Udalut, to report, that 50, Convicts, can be furnished from the Jail at Chingleput without inconvenience.

20th January 1835 } / Signed / J. F. Thomas.
Register.

To The Acting 1st Judge of the Court of Circuit in the Centre Division,

Sir,

I am directed by the Judges of the Court of Foujdary Udalut, to acknowledge the receipt of your letter, of the 31st Ultimo, and to request that a similar Statement may be furnished, of the trials whether referred or called up from the Nellore Calendar submitted by you between the 1st of July and 31st of December last.

2d. This information is necessary to enable the Court of Foujdary Udalut, to prepare the Statement required by the Court of Directors and the Judges desire, if practicable, to receive it at an early date.

21st January 1835 } / Signed / J. F. Thomas
Register.

To The Provincial Court of Circuit in the Centre Division

Gentlemen,

I am directed by the Judges of the

Foujdary Diary 21st January 1835

the Foujdary Udalut, to transmit to you the accompanying copy of the orders of Government of the 13th Instant, on an Estimate amounting to Rupees 176. 12. a for constructing an additional compartment in the Jail at Cuddapah.

2. The Judges desire that the Criminal Judge may be called upon to furnish the information required by Government without delay thro' your Court, and you will submit with that officers explanations your own opinion.

3. A copy of the original Estimate submitted by the Criminal Judge is annexed.

Enter Estimate and Orders of Govt. No 36.

21st January 1835 } / Signed / J. F. Thomas
Register.

No 8.

To The Secretary to Government in the Judicial Department.

Sir,

I am directed by the Judges of the Court of Foujdary Udalut, to acknowledge the receipt of orders of Government of the 17th Instant and to furnish the information called for.

2. The 2d Sessions 1834 for the Centre Division, were opened at Cuddapah on the 7th July and

and closed on the 15th August notice was given for the commencement of the sessions at Bellary on the 30th August, but it appears from the Medical Certificates forwarded by the acting 3d Judge on the 10th and 30th September, that he was prevented by indisposition from attending to his duties during the greater part of the month. In reporting the close of the sessions at that station, he explained the cause of his being detention which prevented the completion of the Circuit within the half year.

3. In addition to what Mr Baileau has stated, the Judges may observe that the Calendars both at Bellary and Cuddapah were heavy.

4. The sessions at Chingleput opened on the 29th December and closed the 10th Instant, the Judges have nothing before them to shew why the sessions at Cuddalore were deferred till the 31st Instant, and they have called on Mr Baileau for an explanation. In acknowledging his letter reporting his arrival at Chingleput the Judges under date 8th Instant pointed out to him, the necessity of using his best exertions to dispose of the business before him in order to admit of his returns to Chittoor on an early date.

23d January 1835. / Signed / J. F. Thomas Registe

To The acting 3d Judge on Circuit in the Centre Division.

Sir,

I am directed by the Judges of the Court of Toyd dary Udalut, to call upon you under the orders of Government of the 17th Instant, to explain why the opening of the sessions at Cuddalore has been deferred till the 21st Instant, the sessions at Chingleput having closed on the 10th Instant and the only referrible trial received on the 12th Instant.

23d January 1835 / Signed / J. F. Thomas

Register

No 9.

To The Officiating Secretary to Government in the Judicial Department

Sir,

I am directed to acknowledge the receipt of the orders of Government under date 16th Instant, desiring that the Calendars of the Yellak of Malabar may be referred to, for the purpose of ascertaining whether a person of the name of Moottoosawmy was convicted under date 8th October 1821.

The Judges have ascertained by a reference to the Calendars that no prisoner of the name

of

of Mootoosawmy was tried in the zillah of Malabar in 182
There are also no proceedings of the Foujdary Udalut dated
8th October 1827. if the date of the sentence is correctly given therefor
in the Convicts Register, it would not have been passed
by the Foujdary Udalut.

The monthly reports from the Judge
Chingleput of Convicts under sentence of transportation in
his Jail have been also examined; and it is certain tha
no one of the name of Mootoosawmy was received by him
either in 1827 or 1828 nor does the name of Mootoosawmy
appear in the lists forwarded from this office to Governm
in 1827. 1828. and 1829* of Convicts dispatched from Chingl
for embarkation at Madras.—

No 54. 26th July 1827
No 54. 15th July 1828
No 55. 23rd July 1829

23rd January 1835. /Signed/ J. F. Thomas.
Register

No. 10.

To The Secretary to Government in the
Judicial Departme

Sir,

I am directed by the Judges of the
Court of Foujdary Udalut to transmit to you to be laid
before Government, the annexed copy of a letter dated
the

the 7th instant from the Magistrate of Coimbatoor, and to state
that they recommend that sanction be granted to that officer
for the disbursement of Rupees 74-11-6- for the purchase
of Comblies and Cloths for the use of the prisoners under
his charge.—

/Signed/ J. F. Thomas
Register

24th January
1835.

No. 11.

To The Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the
Court of Foujdary Udalut, to transmit to you to be laid
before Government, the annexed copy of a letter dated the
15th instant, from the acting 2d Judge of the Provincial
Court of Circuit in the Northern Division, and of the
correspondence marked A and B which accompanied
it, and to state that considering Mr. Waters' claim to be
well founded they recommend that sanction be granted for
his drawing the sum of Rupees 612-8- on account of
house Rent for the period during which he was kept on
Circuit namely from January to July 1834 retrenched
by the Civil Auditor.

24th January 1835. /Signed/ J. F. Thomas Regr.

No. 12.

To The Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the Foujdary Udalut to report for the information of the Right Honorable the Governor in Council that there are now 34 convicts for transportation at the depot at Chinglepat. The Judges beg leave to suggest that measures be taken for their early embarkation.

24th January 1835. } /Signed/ J. F. Thomas
Register.

Foujdary Udalut.

To The Agent of the Male Asylum Prest.

Sir,

I am directed by the Judges of the Court of Foujdary Udalut, to request an early attention to their application under date the 17th Ultimo for a supply of printed forms of the statements sent to you

26th January 1835. } /Signed/ J. F. Thomas.
Register

No. 13.

To The Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the

the Foujdary Udalut to submit for the orders of the Right Honorable Governor in Council the accompanying bills of travelling charges incurred by the respective Officers in conveying into effect the orders of the Foujdary Udalut for the execution of Criminal at a distance from the Sudder Station.—

11th October 1834 From Mr. Angelo Officiating Criminal Judge of Bellary for the Rupees 64-7½.

10th November 1834 From Mr. Neave Joint Criminal Judge of Chinglepat for the Rupees 35-3/3

8th January 1835 From Mr. Sparke Acting Joint Criminal Judge of Malabar for Rupees 82-6-6.—

The Judges beg leave to recommend that these charges may receive the sanction of Government.—

/Signed/ J. F. Thomas
Register.—

26th January 1835. }

No. 123.

To The 2d Judge Officiating on Circuit in the Western Division.

Sir,

I am directed by the Judges of the Foujdary Udalut to acknowledge the receipt of your letter dated the 15th Instant, and to state that they concur with you in opinion, that the case to which you refer.

refer should be returned to the Criminal Judge to be disposed of by that officer.-

2. The Judges observe that the wounding to which reference is made in clause second section II Regulation VI of 1822 is manifestly not such as is described in the case in question, that a clear distinction is drawn in the clause above cited between conviction of particular offences and notoriously bad character, and that knowingly removing stolen property when punishable by the Criminal Judge under the provisions of clause fourth section IX Regulation VI of 1822 does not appear to fall within the scope of the specifications of Crimes in clause second section II of the Regulation, the provisions conviction of which render necessary the commitment of the prisoner for trial by the Court of Circuit.-

28th January 1835 } (Signed) J. F. Thomas
Register

No. 126

To The Acting Criminal Judge of Chittoor

Sir,

I am directed by the Judges of the Foujdary Adalut, to transmit to you the accompanying copy

copy of an order of Government of the 20th Instant directing the tranfer of 100 additional convicts to arnee.-

The Judges desire that you will immediately communicate with the Officer Commanding that Station, and ascertain, whither there is sufficient accommodation available for this additional number of prisoners and if so forward them accordingly.

You will also be careful not to send convicts such as leaders of gangs, and others, whose escape is to be peculiarly deprecated.-

28th January 1835 } (Signed) J. F. Thomas
Register

(No 14)

To The Secretary to Government in the Judicial Department.-

Sir,

1. I am directed by the Judges of the Foujdary Adalut to acknowledge the receipt of the orders of Government, under date 28th November last and 13th Instant with the plan of a Jail to be erected at Tyagapatam & Guntoor.

2. The Judges do not observe in the plan submitted, any provision for an Hospital or Building for this purpose as indispensible, and should they one of opinion be so constructed as to afford no facilities for escape.-

3. The accommodation for the convicts appears to the Judges to be too limited, and that for the Women and Debtors inordinate, persons under temporary confinement by the Magistrate unnecessarily large, occupying as it does nearly one third of the area.

4. They also consider it highly objectionable to place Debtors in the same wards with persons committed to Jail by the Magistrate as the latter are often vagrants and men of the lowest and worst character. The Debtors, Revenue Defaulters should they conceive be provided with a ward altogether separate from the criminal prisoners.-

5. The height of the Jail wall is not distinctly specified, the Judges are of opinion that of less than ten feet above the ground, the Jail must be insecure.-

6 In the 4th para of the order of Government of the 13th Instant, it is remarked, that the Governor in Council presumes that the plan is calculated "to provide accommodation for 500 Prisoners" In the plan submitted by the Superintending Engineer for Tyagapatam, which varies in no material respect from that for Guntoor, the Judges, observe, that it is expressly stated, that it is intended to

to contain but 300 Prisoners, and from the dimensions of the wards, they are disposed to think that a larger number cannot be properly accommodated. They are not aware, was it is the intention of Government that the Jail at Guntoor, should be adapted for prisoners, but one for 300, the it will not contain the prisoners in confinement this moment well it appears from previous returns, meet the ordinary wants of the Zillah.

30th January 1835.— /Signed/ J. F. Thomas Regr

No. 15.

To

The Secretary to Government in the
Judicial Department

Sir.

I am directed by the Judges of the Foujdary Adalut to request that you will lay before Government the annexed translation of a letter dated the 17th instant received through the Provincial Court of Circuit in the Centre Division, from the Native Criminal Judge of Cumbum, soliciting sanction for the employment of two Extra persons during the absence of two of the Jail Peons, whose attendance is required before the Circuit Court at Cuddapah, as witnesses in cases Nos 7 on the Calendar of that Zillah.

2 The Judges recommend that the application be complied with.

31st January 1835 } /Signed/ J. F. Thomas.
Register.

No.

To

The 1st Judge on Circuit in the
Southern Division.

Sir

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter of the 19th Ultimo the Judges have given due consideration to the reasons urged by you, for the release of the Prisoner in the Trichinopoly Jail who has lost his hands in an attempt to escape but they are still of opinion, that there are no sufficient grounds for a remission of his sentence, and they decline therefore to recommend him for a pardon.

2d February 1835. /Signed/ J. F. Thomas
Register.

No.

To

The 1st Judge on Circuit in the
Southern Division

Sir,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter of the 23d Ultimo requesting to be informed, whether a Prisoner committed before you for perjury, is to be tried by the Court of Circuit, or by the Criminal Judge for an escape while under commitment.

2 The Court of Foujdaree Adalut have

have ruled the offence of escape to be distinct from desertion, and they are of opinion that under the provision of Section V Regulation VII of 1832 the Prisoners in the Case before you should be tried for the escape by the Criminal Judge and not by the Court of Circuit.

2nd February 1835.

/Signed/ J. F. Thomas
Register.

No. To The Criminal Judge of Salem

Sir

I am directed by the Judges of the Tongsaree Adalut to acknowledge the receipt of your letter of the 9th Ultimo, requesting the Court of Tongsaree Adalut to take into their consideration the sentence passed by the 1st Judge on Circuit, and referred to in their proceedings of the 29th June 1834.

2. The Judges are at a loss to understand the precise object of your reference: has you been in possession of the whole of their proceedings, you would have known that their orders of the 29th June last were final, you can not also but be aware, that as the case has come before the Court of Circuit, it was no longer within your cognizance; and your reference in the present stage is considered to have been made for

for, and inconsistent with that respect which is due by you to the Court of Tongsaree Adalut.

2nd February, 1835. /Signed/ J. F. Thomas
Register.

No. (No. 10.)

To The Secretary to Government in the Judicial Department

Sir,

I am directed by the Judges of the Tongsaree Adalut to report with reference to my letter of the 24th Ultimo that 5 additional convicts under sentence of transportation, have arrived at Chinglepute.

2nd February, 1835. /Signed/ J. F. Thomas
Register

No. To The 4 Provincial Courts of Circuit and To Government

Under the Orders of Government of the 13th Ultimo, I am directed by the Judges of the Tongsaree Adalut to desire, that the Judges of the Criminal and Auxiliary Courts in your Division, may be strictly prohibited from making any extra allowance whatever, to Prisoners in their charge under sentence of execution.

2nd February, 1835. /Signed/ J. F. Thomas.
Register

To

The Magistrate of Coimbatore

Sir,

I am directed by the Judges of the Court of Tanjore Zillah to acknowledge the receipt of your letter of the 7th Ultimo requesting sanction for the disbursement of Rupees seventy four, annas eleven, and Pice six (74. 11. 6) for the purchase of seventy two Gunnies and fifty two cloths for the use of the Prisoners employed on the public roads under your charge. And to inform you that on their recommendation Government were pleased under date the 27th Ultimo, to sanction the charge in question.

4th February 1835.

/signed/ J. H. Davidson
Sr. Asst to the Regr

To

The Acting Joint Criminal Judge
at Guntur

Sir,

1 I am directed by the Judges of the Court of Tanjore Zillah to acknowledge the receipt of your letter of the 22nd Ultimo requesting sanction for the employment of 10 additional Peons on a salary of 4 Rupees each from the 5th Instant and of an additional Persian Moonshee on a salary of 21 Rupees from the 1st Instant until the close of the approaching

approaching Sessions of the Court of Circuit.

2 The general reason assigned by the necessity of entertaining this additional Establishment does not appear to the Judges sufficient and they cannot therefore forward your application or support it with their recommendation. With respect to the Peons the establishment has been but lately finally arranged and cannot, without the strongest cause being shown, be altered, and the request for another Persian Moonshee leads to the inference that the Persian writers have not been sufficiently stimulated to exertion since the last Circuit.

3 The application now under consideration should have been made through the Provincial Court of Circuit.

4th February 1835. /signed/ G. L. Prendergast
Senr Dept Regr

To

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

Gentlemen

I am directed by the Judges of the Court of Tanjore Zillah to acknowledge the receipt of your letters dated respectively the 19th December last and 21st Ultimo and to transmit

next

transmit to you the accompanying Printed forms
24 Copies of No. 1
24 Do. - - of No. 2
10 Do. - - of No. 3

Your application would have
complied with earlier, but the forms were not
in this Office.
5th February, 1835.

/ Signed / J. F. Thom
Regist

No. To

The Judges of the Provincial Court of Circ
in the Northern Divis

Gentlemen,

I am directed by the Judges of the
Court of Foujdaree Adalut to acknowledge the
receipt of your letter dated the 16th Ultimo a
to transmit to you the accompanying Printed
forms Viz.
24 Copies of No. 3 for all the Criminal Court
4 - - Do. - - of No. 4.
5th February 1835.

/ Signed / J. F. Thomas
Register.

No. To

The late Officiating Judge late on Circu
in the Northern Divi
now at Cuddapah

Sir

Referring to the correspondence
which

which has passed between yourself and the Crimi-
nal Judge of Nellore, regarding the non arrival
of the packets containing the case No. 8 of the Nellore
Calendar for the 2d Sessions of 1833. I am directed
by the Judges of the Court of Foujdaree Adalut
to request that should it not yet be forthcoming
you will issue the necessary orders for the pre-
paration without delay another copy of the
proceedings held in the case.-
5th February, 1835. / Signed / J. H. Davidson
Ho. Asst to the Regr

To (No. 19.)

The Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the
Foujdaree Adalut to transmit to you to be laid
before the Right Honorable the Governor in
Council the accompanying copy of a com-
munication from Provincial Court of Circuit
Centre Division of the 30th Ultimo with copy
of a return from the Criminal Judge of Cudda-
pah, containing the information required
by the order of Government of the 13th January
last No. 20.-
6th February, 1835. / Signed / J. F. Thomas
Register

To

No. To (No. 20.)

The Secretary to Government in the Judicial Depart

Sir

I am directed by the Judges of the Tanjore Adalut to submit with reference to my letter of the 23d Ultimo the accompanying communication under date the 31st Ultimo from Mr. Baikie in explanation of the delay in opening the current Sessions at Cuddalore.

6th February 1835.

/ Signed / J. F. Thomas
Register

No. To

The Provincial Court of Circuit in the Western Division

Gentlemen,

1 I am directed by the Judges of the Tanjore Adalut to acknowledge the receipt of your letter of the 12th Ultimo, referring for the orders of the Court a communication from the Criminal Judge of Malabar under date the 9th January.

2 The Judges are of opinion, as the offence charged was committed within the jurisdiction of the Auxiliary Court at Coimbatore, that both the Persons implicated must

29 September

must be sent to take their trial under Section XI. Regulation XIII of 1832 before that Court.

6th February 1835 / Signed / J. F. Thomas
Register

To

The Provincial Court of Circuit in the Centre Division

Gentlemen,

I am directed by the Judges of the Tanjore Adalut to acknowledge the receipt of your letter of the 21st Ultimo submitting with reference to your proceedings of the 29th September last copies of the return from the subordinate authorities relative to the Criminal Reports for July last.

2 Referring to No. 143 of the report No. 5 from Bellary, the Judges of the Tanjore Adalut concur in opinion with the Provincial Court of Circuit, that the act of the Prisoners was not forgery, as defined in Clause third Section IV Regulation VI of 1811, and that the Magistrate was justified in not forwarding him to the Criminal Court for that offence.

7th February 1835. / Signed / J. F. Thomas
Register

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

Gentlemen, I am directed by the Judges of the

No. the Tongdaree Vakeel to acknowledge the receipt of
your letter of the 21st Ultimo and to forward to
you a copy of the orders of the Court of the 21st
January 1819.
7th February 1835. (Signed) I. F. Thomas
Register

No. 1 / No. 21 /

To
The Secretary to Government in the
Judicial Depart.

Sir

With reference to the communica-
from this Office of the 6th and the order of Gover-
ment of the 11th November last / No. 931 / sanc-
tioning the hire of additional buildings
for the accommodation of the Prisoners in the
Chicacole Jail, I am directed by the Judges
of the Tongdaree Vakeel to submit the ac-
companying copy of a letter from the Regis-
in charge, forwarded thro' the Provincial
Court of Circuit, reporting that he has engag-
ed a house at 6 Rupees per mensem and en-
tertained 4 Peons as an extra Guard at 4½
Rupees each per mensem. The Judges beg
leave to recommend that sanction may be
granted for this expenditure of 24 Rupees monthly
so long as the Jail continue unhealthy, and
it may be found absolutely necessary.-
7th February 1835. (Signed) I. F. Thomas
Register

To
The Provincial Court of Circuit in the
Northern Division

Gentlemen,

I am directed by the Judges of the
Tongdaree Vakeel to acknowledge the receipt of
your letter of the 22nd Ultimo with its enclosures
from the Register in charge of the Criminal
Court of Chicacole. the Judges approve of the
instructions given to Mr. Newberry, and await
a further report from the Provincial Court of
Circuit on the effect of the measures adopted.
7th February 1835. (Signed) I. F. Thomas
Register

To
The Magistrate of Malabar.

Sir,

With reference to your letter of the
27th Ultimo requesting authority for sending
two Prisoners for trial before the Criminal
Court of Malabar the Judges of the Tongdaree
Vakeel desire to be informed whether there
is sufficient evidence now before you to
warrant the prosecution of the Prisoners on
the charge of the actual robbery at Cotacamun
on solely of having in their possession part
of the stolen property.-

From

14th Nov. 1835 [illegible]

2 From your remark in para 2, th
"all the witnesses in this case are public serv
attached to the Superintendent of Police at
Cannanore" the Judges have been led to sup
whether there is any thing more against the
Prisoners than a charge under the provision
of Clause fourth Section IV Regulation VI
1822 to the extent of having in their possess
property obtained by theft or robbery: the p
in that case the trial would of course take p
in the Zillah in which they were under the
circumstances apprehended and there wou
exist no necessity for an order of its transfer
Malabar as proposed by you.
7th February 1835. /signed/ I. F. Thomas

Register

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

Gentlemen

I am directed by the Judge
of the Court of Tanjore Zillah to acknow
ledge the receipt of your letter of the 15th
Ultimo transmitting copy of a communicat
with its accompaniments from the Acting
Criminal

Criminal Judge of Rajahmundry relative to the
escape of three Prisoners from the Custody of the
Zail Peons. and to request that you will inform
Mr. Neave that Translations of the depositions
which may be taken in such cases are alone
necessary.
10th February 1835. /signed/ I. F. Davidson
Asst to the Regr

To
The Acting 1st Judge on Circuit
in the
Centre Division

Sir

1. I am directed by the Judges of the
Tanjore Zillah Court to acknowledge the receipt
of your letter of the 2nd Instant requesting to
be informed whether under the circumstances
of the case as reported by you, it is necessary
for you to refer No. 6 on the Cuddapah Calen-
dar.

2. As it appears that you dissent
from the Futwa, and consider the Prisoner
liable to punishment, the trial must under
the provisions of Section XXII Regulation
VII of 1812 be referred.
10th February 1835. /signed/ I. F. Thomas

Register

To

No.

To

The Acting 1st Judge on Circuit in the
Centre Division

Sir,

1 I am directed by the Judges of the Co
of Tanjore Zillah to acknowledge the receipt
your letter of the 2nd Instant enquiring whether it
intended by the orders of the Court of Tanjore Zi
19th November 1832, that all cases of escape from Ja
which have occurred since the last Sessions of the
Circuit should be enquired into and reported upon by the
Judge on Circuit, or only such as may occur while
is present at the station.

2 The Judges consider this orders in question
apply to all cases of escape subsequent to the Session
Sessions: and that it is the duty of the Judge on Circu
require all such cases to be laid before him, and if the
any thing calling for remarks to notice it in his Circu
Report.

3 The duty devolves on the Circuit Judge; not
withstanding the matter has been brought before the
Government and the Tanjore Zillah Court, and in many case
escape, the culpability of the guard, or the propriety of
tional means of security can only be correctly estimated
a view of the premises from which the escape was effected

10th February 1835.

/Signed/ J. F. Thomas.
Register.

No.

To

The Acting 2nd Judge of the
Provincial Court of Circui
in the Northern Division

Sir

With reference to your letter of the 15th
Ultimo, I am directed by the Judges of the Cour
of Tanjore Zillah to inform you that on the
recommendation Government were pleased to
sanction the 3rd Instant to relieve you from the
retrenchment

retrenchment made by the Civil Auditor on
account of House rent for the period during
which you were last on Circuit, namely from
January to July 1834, amounting to Rupees
/612. 8. -/ Six hundred and twelve and annas
eight.

10th February 1835 /Signed/ J. H. Davidson
D. Agt. to the Regr.

No.

To

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

Gentlemen,

I am directed by the Judges of the
Court of Tanjore Zillah to acknowledge the receipt
of your letter dated the 30th Ultimo and to transmit
to you 10 copies of the Printed forms No. 3.

10th February 1835. /Signed/ J. F. Thomas.
Register.

No.

To

The Provincial Court of Circuit in the
Centre Division

Gentlemen,

I am directed by the Judges of the
Court of Tanjore Zillah to acknowledge the
receipt of your letter of the 2nd Instant and
its enclosure from the Criminal Judge of
Chingleput soliciting the sanction of Govern
ment for the disposal of some unclaimed
property

property received in Criminal Cases from 1810 to 1833, and in reply to convey to you their desire to be informed whether any and what measures have been taken to discover the owners of the Jewels utensils money &c. in question you will be pleased to require the Criminal Judge to state whether any proclamation has been issued calling on persons to come forward and prove their ownership.

11th February, 1835. /Signed/ G. L. Prendergast
Sent. Dept. Regr.

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

Gentlemen,

I am directed by the Judges of the Court of Tanjore Adalut to forward to you the accompanying orders of Government of the 3rd Instant with a copy of the papers to which they refer. The Judges desire that the explanation required, may be submitted to them without delay.-

11th February 1835. /Signed/ T. F. Thomas
Register

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

Gentlemen, Adverting to your letter of the 10th

19th November 1834 transmitting copy of an account received from the Joint Criminal Judge of Chingleput, of Travelling and other charges incurred at the execution of the two Prisoners Dasee Naicken and Venkatachellum and to my reply thereto of the 1st December last. I am directed by the Judges of the Court of Tanjore Adalut to inform you, that they have upon further consideration deemed it proper to submit the bill of Travelling expences incurred by Mr. Neave at once to Government, who on their recommendation were pleased under date the 30th Ultimo to sanction the charge in question amounting to Rupees /35. 3. 3./ Thirty five annas Three and Dice Three.-

The charges for Batta to the Native Public 2 Servants will as directed in my letter above alluded to be included in the annual Statement of contingent charges of the Auxiliary Court.-

13th February, 1835. /Signed/ T. H. Davidson
Asst. to the Regr.

To The Officiating Criminal Judge of Bellary.

Sir

Adverting to your letter of the 4th October 1834, transmitting a Bill for Travelling charges, for attending the execution of 3 Murderers in the vicinity of the Village of Vapacoontah of the Durmaveram Talook in the Zillah of Bellarce and to my letter in reply thereto, of the 10th November last,

Jam

I am directed by the Judges of the Court of Tanjore Zillah, to inform you, that on a reconsideration of the subject, they have deemed it proper to submit the Bill at once to Government, who on their recommendation were pleased under date the 30th Ultimo to sanction the charge in question amounting to Rupees 64. 7. 1. / sixty four, anas seven, and pice one.

13th February 1835. /signed/ T. H. Davidson
Asst to the Regr.

No.

To
The Acting Joint Criminal Judge
of
Malabar

Sir

With reference to your letter of the 8th Ultimo, transmitting a Statement of Travelling expences incurred by you, in superintending the execution of a Criminal" as directed by the Circuit Court's Precept under date the 15th December 1834" I am directed by the Judges of the Court of Tanjore Zillah to inform you that Government were pleased under date the 30th Ultimo, to sanction the charge in question amounting to Rupees 82. 0. 0. / Eighty two, anas Nil, and Pice Nil.

13th February, 1835. /signed/ T. H. Davidson
Asst to the Reg

To.

No.

To
The Provincial Court of Circuit
in the
Centre Division

Gentlemen.

With reference to your letter of the 21st Ultimo, transmitting translation of an application from the Native Criminal Judge of Combaum for permission to employ two Extra Peons during the absence of two of the Sail Peons, whose attendance is required before the Court of Circuit at Cuddapah, as witnesses in case No. 7 on the Calendar of that Zillah, I am directed by the Judges of the Court of Tanjore Zillah to inform you that on their recommendation Government were pleased under date the 6th Instant to authorize their employment accordingly.

13th February 1835. /signed/ T. H. Davidson
Asst to the Regr

No. 24.

To
The Secretary to Government
in the
Judicial Department

Sir

With reference to the Orders of Government No. 1019 under date 12th December last, I am directed by the Judges of the Tanjore Zillah to submit the accompanying copy of a communication from the Magistrate of Malabar, dated 25th Ultimo, forwarded by the 3rd Judge in the Western Division in

in which it is proposed to disburse the sum of Rupees 152 q. 11. in order to give effect to the instructions of Government.-

2 The Magistrate submits an Estimate in detail and the Judges beg leave to recommend that it may receive sanction of Government.-

14th February 1835. /Signed/ I. F. Thomas.
Register.

No. 25

No. To
The Secretary to Government
in the
Judicial Department

Sir

I am directed by the Judges of the Court of Tanjore Zillah to transmit to you to be laid before Government the annexed copy of a letter from the Acting third Judge of the Provincial Court of Circuit in the Northern Division soliciting sanction for the employment of an additional Assistant Moonshee for Persian writing so long as his services may be required.-

2 Under the circumstances detailed by the Acting 3d Judge, the Court recommend that the application be complied with the salary to be the same with that given to the Assistant Moonshee of the Provincial Court of Circuit.-

14th February 1835. /Signed/ I. F. Thomas
Register

No. 26.

No. To
The Secretary to Government
in the
Judicial Department

Sir

With reference to the order of Government of the 10th Instant No. 96 stating, that the information furnished by the Criminal Judge of Cuddapah in his Estimate for an enlargement of his Jail is satisfactory, I am directed by the Judges of the Tanjore Zillah Court to request to be favored with the orders of Government on that Estimate, amounting to Rupees 170. 12. which was submitted with my letter of the 6th Instant.-

18th February, 1835. /Signed/ I. F. Thomas
Register.

No. To
The Criminal Judge of
Chingleput.

Sir I am directed by the Judges of the Tanjore Zillah to apprize you that a report has been taken up by Government for the conveyance to Singapore of all the convicts for transportation under your charge. you will be informed hereafter of the precise date on which they are to be forwarded to Madras, and in the meantime the Judges desire that the necessary list may be prepared, and the convict held in readiness to

to be forwarded in the shortest notice.
18th February 1835. /signed/ J. F. Thomas
Register.

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

Gentlemen.

With reference to your letter of the 23d Ultimo. and to the communication which accompanies it from the Officiating Criminal Judge of Chicacole, in which that Officer reports that he has rented a house in the town for the accommodation of the female and security Prisoners and of those whose period of confinement has nearly elapsed, and requests sanction for its rent, and for the employment of four extra Peons to guard it, I am directed by the Judges of the Court of Tanjore Adalut to inform you that on their recommendation Government were pleased under date the 10th Instant to authorize the monthly expenditure of /34/ Twenty four Rupees for the purposes abovementioned, namely, of Rupees /6/ six for the Rent of the House, and of Rupees /18/ eighteen for the salaries of the four extra Peons at the rate of 4½ Rupees each per mensem.
21st February 1835.
/signed/ J. H. Davidson
Asst to the Reg

No. To
The Assistant Criminal Judge of the
Auxiliary Court at
Masulipatam

Sir

I am directed by the Judges of the Tanjore Adalut to forward for your guidance, the accompanying copy of the orders of Government of the 13th Instant.

Referring to the 1st para of these orders the Judges desire, that you will immediately communicate on the subject with the Officer Commanding Masulipatam and provide the number of convicts he may require for the works specified.
21st February 1835. /signed/ J. F. Thomas
Register.

To
The Provincial Court of Circuit
in the
Northern Division

Gentlemen

I am directed by the Judges of the Tanjore Adalut to furnish you with a copy of the orders sent this day to the Assistant Criminal Judge at Masulipatam.
21st February 1835. /signed/ J. F. Thomas
Register

To

No. To

The Criminal Judge in the Zillah of Chingleput.

Sir,

With reference to my letter of the 18th Instant I am directed by the Judges of the Tanjore Adalut to inform you that orders have been this day received from Government for the embarkation of the convict under sentence of transportation on the 28th Instant you will therefore immediately take the necessary steps to secure their arrival at Madras on the 27th Instant.-

21st February 1835. (Signed) J. F. Thomas

Register

No. 28

No. To

The Secretary to Government

in the

Judicial Department

Sir

1 I am directed by the Judges of the Tanjore Adalut to submit for the orders of Government the accompanying copy of a communication from the Joint Criminal Judge of Masulipatam, forwarded by the Provincial Court of Circuit under date the 6th Inst.

2 In their proceedings of the 29th Nov. last

last, the Court of Tanjore Adalut pointed out the high rate of salary given to the Jail Peons at Masulipatam and the Joint Criminal Judge has in consequence proposed a reduced scale of allowances from six to 5¼ Rupees, to be uniform throughout the Jail establishment.-

3. The reduction to be made at once, in the case of this Extra Peons, and gradually, as vacancies may occur, in the fixed Jail guard.-

4 The Judges approve of the Joint Criminal Judges proportion, and beg leave to recommend that the measure may receive the sanction of Government.-

21st February 1835. (Signed) J. F. Thomas

Register

No. To

The Acting 1st Judge on Circuit

in the

Centre Division

Sir I am directed by the Judges of the Tanjore Adalut to acknowledge the receipt of your letter of the 11th Instant requesting authority to offer a conditional pardon in case No. 18 Cuddapah Calendar 1st Sessions 1835. Before they issue any final instructions, the Judges desire to have before them the translation of the depositions of the four Prisoners, which you are requested accordingly to forward with as little delay as possible.-

24th February 1835. (Signed) J. F. Thomas

Reg.

No.

To

The Joint Criminal Judge of the
Auxiliary Court at
Masulipatam

Sir,

I am directed by the Judges of the Tanjore Zillah Court to acknowledge the receipt of your letter of the 13th Instant. Before giving authority for the offer of a conditional pardon to the 3d Prisoner as requested by you, the Judges desire to know whether there is any further evidence forthcoming; and it will be necessary also that you report the name of the Prisoner to whom the offer is to be made.

24th February 1835. /Signed/ J. F. Thomas
Register.

No.

To

The Acting 3d Judge of the
Provincial Court of Circuit
in the Northern Division

Sir

In reply to your letter of the 2d Instant, I am directed by the Judges of the Court of Tanjore Zillah to state that on their recommendation Government were pleased under date the 17th Instant to authorize the employment by you of an additional Assistant Persian Moonshee "so long as his services may be required on the Salary

Salary usually allowed to Assistant Moonshees of the Provincial Courts.

24th February 1835 /Signed/ J. H. Davidson.
Asst to the Regr

No.

To

The Officiating Criminal Judge
of
Bellaree

Sir,

I have the honor by desire of the Judges of the Court of Tanjore Zillah to forward to you for your information and guidance the annexed Copies of Extracts from the Minutes of Consultation dated respectively the 3d and 17th February 1835, on the subject of cleaning out the cavalry well at Bellaree and to desire that you will upon application being made to that effect, place at the disposal of the Military authorities the services of such of the convicts under your charge as can be spared for the work.

24th February, 1835. /Signed/ J. H. Davidson
Asst to the Regr

/No. 29/

To

The Secretary to Government in the
Judicial Department

Sir

I am directed by the Judges of the
Tanjore

Tanjore Vakeel to forward from the orders of Government, the accompanying copy of a communication from the Criminal Judge of Madura of the 14th. Instant, reporting that he has invited tenders for the supply of Grain for his Jail with but success; and he request therefore, that the Principal Collector may be authorized to place the sum of 6000 Rupees at his disposal, for the purchase of grain to be stored for the use of the Prisoners.

2 The Criminal Judge state his opinion, that the result will be a saving of nearly 2000 Rupees per annum to Government, and with reference to the correspondence which has passed on this subject, noted in the Margin, the Judges beg leave to recommend that the proposed measure as proposed by the Criminal Judge receive the sanction of Government.

Ro of J. & C. 20th. Aug. 1834 para 2. East
Comm. of Mad. Cons 7th. Nov. para 1.

25th. February, 1835. (Signed) J. F. Thomas
Register

To
The Criminal Judge in the Zillah
of Nellore

Sir

1 I have the honor by desire of the Judges of the Court of Tanjore Vakeel to acknowledge the receipt of your letter of the 17th. Instant soliciting further instructions on the subject of your Jail Guards, and in reply to communicate to you the following observations.

2. The orders of Government authorize you to entertain two distinct guards of Peons: of which one is fluctuating and the other fixed and permanent.

3. The "fluctuating" guard is for the custody of the Convicts and other Prisoners liable to and actually employed at labour outside of the walls of the Jail: and is to be maintained at the rate of 1 (one) Peon to every (4) four Convicts or Prisoners so employed. This guard will therefore vary with every variation in the number of Prisoners of the above mentioned description. Thus if there be 100 Prisoners employed at work outside of the Jail, a guard of 25 Peons will be entertained: and if on any occasion 20 Prisoners be added to the above number the services of 5 more Peons will be requisite. If on the other hand the number of working outside Prisoners, be at any time diminished a corresponding reduction in the strength of the guard will immediately take place. The working of the system will be found exhibited in the figured statement in the margin.

Madras Court 1 A. D. 1835

February	Number of Prisoners employed outside	Number of Peons
	160	40
	200	50
	March	
	124	31

4 The fixed and permanent guard, according to the authority recently granted by Government, consists of 40 Peons, who are maintained for the custody by night and day of the Jail itself, and of those Prisoners who not-

6th Nov. 1835 ₹ 203

not being liable to labour outside, are always confined within its walls. The guard is not liable to vary with any variation in the number of Prisoners, unless indeed there should be at any time so great a reduction in the number of Prisoners of all denominations, as to render the maintenance of a much smaller establishment consistent with security, in which case it will be the obvious duty of the Officer in charge of the Zillah Court to make an immediate report upon the subject to the Court of Tonjoaree Udalut.

5 The Judges of that Court expect that the foregoing explanation will enable you to attain to a clear understanding of the system under which your Jail guards are in future to be entertained: but in the event of the subject being still to your mind involved in doubt or difficulty they direct me to suggest the expediency of a very careful consideration of the various orders which have been issued regarding it, and which will doubtless be found among the Records of the Court over which you now preside.-

25th February 1835.

/Signed/ J. H. Davidson
Asst to the Sec.

No. 30. To The Acting 3d Judge on Circuit in the Northern Division

Sir

I am directed by the Judges of the Tonjoaree

Tonjoaree Udalut to acknowledge the receipt of your letter of the 17th Instant with reference to your remark, that if the sessions is delayed beyond two months, it will be owing to the non-preparation of a single English translation" the Judges desire, that you will immediately obtain from the Joint Criminal Judge an explanation of this apparent neglect of duty for the consideration of this Court.-

25th February, 1835. /Signed/ J. F. Thomas
Register

No. 30.

To
The Secretary to Government in the Judicial Department

Sir

1 With reference to the orders of Government of the 20th Instant I am directed by the Judges of the Tonjoaree Udalut to forward the accompanying list of 51 Convicts under sentence of transportation, to be embarked on the barque Skenniner.

2 The Criminal Judge of Chinglipoot report, that they would leave for the Presidency on the morning of the 25th Instant.-

26th February 1835. /Signed/ J. F. Thomas
Register

No. To

The Provincial Court of Circuit
in the
Centre Division

Gentlemen,

In reply to your letter of the 20
Instant communicating the information gai
was required by my letter of the 11th. Instan
respecting the unclaimed property receive
his Court in Criminal cases from 1810 to 18
I am directed by the Judges of the Court of
Tanjore Vaalut to convey through you, the
instructions to the Criminal Judge to send a
(prior to the sanction of the sale) list of the property to the Magistrate and
request him to have it notified by the diffe
Police Officers that such property is in th
Court at Chinglepet and will be sold un
claimed before a certain date, to be fixed
the Criminal Judge.-
26th. February, 1835. (signed) G. L. Prendergast
Senr. Dept. Sy.

No. To

The Provincial Court of Circuit
in the
Centre Division

Gentlemen

With reference to your letter of
the

the 30th. Ultimo, submitting a Return from the Criminal Judge of Cuddapah, in which that Officer furnished the information required by the Order of Government under date the 13th. January 1835 regarding the manufacture of tiles by the Prisoners, and the necessity of employing so many as four bricklayers in making certain alterations in the Jail at Cuddapah, proposed by the Acting 3d. Judge on Circuit in the Centre Division, I am directed by the Judges of the Court of Tanjore Vaalut to inform you that Government having previously declared the explanation of the Criminal Judge to be satisfactory were pleased under date the 20th. Instant to sanction the Estimate for the cost of the work in question, amounting to Rupees 170. 12. (one hundred and seventy six and annas twelve.)

The Judges desire that you will communicate to same to the Criminal Judge of Cuddapah.-
26th. February, 1835. (signed) T. H. Davidson
Actg. Asst. to the Regr.

To

The Provincial Court of Circuit
in the
Northern Division

Gentlemen

In the proceedings of the 25th. Instant
it

it has been discovered that the case to which para 9 refers has been omitted. I am accordingly desired by the Judges of the Court of Tanjore Zealut to request that you will cause to be inserted in the Margin of that para "supplemental Report case 82 of 1834."

28th February, 1835. /signed/ G. L. Prendergast
Sent Dept Regr

No. 31.

No. To
The Secretary to Government
in the
Judicial Department

Sir

I am directed by the Judges of the Tanjore Zealut to submit with reference to the orders of Government of the 23rd December last para 3, the accompanying copy of a letter from the Criminal Judge of Cuddapah dated 17th Instant, requesting to be informed, from what fund he is now to provide the necessary advances for grain for the subsistence of the Prisoners, and for the raw material for the manufacture carried on by them.

The Judges believe that it will not be practicable for the Criminal Judges generally to procure the necessary supplies for the Jails, without making advances, and they would suggest

suggest therefore, that they may be authorized to draw in the Collector for the sums they may require settling the account at the close of each month.

28th February, 1835. /signed/ J. T. Thomas
Register.

No. To
The Criminal Judge of
Malabar.

Sir

1 In reply to your letter of the 19th Instant I am directed by the Judges of the Court of Tanjore Zealut to convey to you the sanction of the offer of a conditional pardon being made to the parties therein named Rayan son of Malayan Andy and Andy son of Rayan the 2nd and 5th Prisoners in case 3. for the several crimes in cases 3. 4 and 5 of 1835 before your Court.

2 I am directed to add that on future similar occasions fuller information connected with the circumstances of the case than is given in your letter now acknowledged is expected to be furnished for the consideration of the Judges of the Court of Tanjore Zealut.

28th February 1835. /signed/ G. L. Prendergast
Sent Dept Regr

To

No.

To

The Provincial Court of Circuit

in the

Southern Division

Gentlemen

1 I am directed by the Judges of the Tanjore Adalut to acknowledge the receipt of your letter of the 9th Instant submitting for their orders, a correspondence between the Criminal Judge of Salem and the Acting Joint Magistrate of Coimbatore.

2. The Acting Joint Magistrate it appears, objects to a practice, which is stated to have been for a considerable period in exist in the Salem Zillah, of sending direct from the Criminal Court to the Native Officers of Police memorandum of further evidence required in cases sent up by them. The Judges direct me to observe, that this practice is not countenanced by the Regulation, and that whatever may be to advantage, the Court of Tanjore Adalut cannot authorize it continuance.

3 You will communicate these orders to the Criminal Judge and refer him to the proceedings of the Court of Tanjore Adalut of the 30th July 1821 which will be found in this records.

28th February, 1835 /signed/ J. F. Thomas

Register

No. 52

To

The 1st Judge late on Circuit

in the

Northern Division.

Sir,

I am directed by the Judges of the Court of Tanjore Adalut to acknowledge the receipt of your letter of the 16th Instant forwarding copy of a communication from the Criminal Judge of Nellore, reporting the death of "Gavandy Naureegandoo" the 1st and only Prisoner in reperible case No. 69 on the Calendar of that Zillah for the 2d Sessions of 1834: and to assure that, as the transmission of the Record to this Office is no longer necessary, you will instruct the Criminal Judge to take it off the list of cases under reference to the Tanjore Adalut.

28th February 1835. /signed/ J. H. Davidson

Sub Asst to the Regr

To

The 1st Judge late on Circuit

in the

Northern Division

Sir

1 I am directed by the Judges of the Court of Tanjore Adalut to acknowledge the receipt of your letter, dated the 4th Instant requesting

requesting their instructions upon a case the
describes.-

2 With reference to the observations,
with which the fifth paragraph of your let
concludes the Judges of the Tongdaree Adalu
seem it necessary that it should be clearly
explicitly stated what proceedings were actu
held in the case in question by the Magistrat
whose returns as given in para 3 of your
letter is in part devoid of meaning appa
rently from some clerical error.-

3 You will be pleased therefo
to ascertain the point, and report the sam
to this Court.

4 With reference to para 6 of your
letter it appears to the Judges of the Tongda
Adalut manifest, that the provisions of
XI Regulation V of 1822 are totally inclus
to the case: and they conclude, that the ch
which was for a misdemeanor, was dealt
under the provisions of Section XXXI Reg
lation XI of 1810.

28th February 1835. (Signed) J. F. Thomas
Registe

No. 32.

To The Secretary to Government in the
Judicial Departm

Sir,

1 With reference to the proceedings

the Tongdaree Adalut para 7. laid before Govern
ment with the report of the Acting 3d Judge
on Circuit Centre Division under date the 20th
November last, I am directed by the Judges to
submit for the orders of the Right Honorable
the Governor in Council the accompanying
estimate of the cost of erecting an additional
room for the records in the Zillah of Cudda
pah.-

2 The Zillah Judge originally
forwarded this estimate on the 2d December
last when it was submitted to the Acting
3d Judge with instructions, to compare the
proposed outlay with the expense incurred
for the same purpose at Bellary. He was
also desired, to examine and report on each
items of the estimate. In his letter of the 19th
Instant copy of which (with its enclosures)
is annexed, the Acting 3d Judge states his
opinion that the charges are extremely
reasonable, and that the estimate is much
below the cost incurred at Bellary.-

3 Under these circumstances, and
both the Zillah and Acting 3d Judges concern
ing it appears in the expediency of the ad
ditional building, the Judges beg leave to
recommend that the Estimate amounting

to

Foujdaree Diary 28th February 183

to Rupees 702 receive the sanction of Go-
ment.-
28th February, 1835. /signed/ J. F. Thom
Regr

Return Charts by the Mail: & Copy
without do.
Copy of Separate letter of Mail Officer

Foujdaree Diary 3d March 1835.

To the additional Judge on Circuit in the Northern

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to return to you the documents noted in the margin, which accompanied your letter of the 18th ultimo, and to desire that in conformity with the Established rule of this Court, certified translations of the same may in their place be prepared and submitted without delay.-

3d March 1835. /signed/ F. H. Davidson.-
Head Asst to the Regr

227. To the Acting 3d Judge on Circuit Northern Division

Sir,

In reply to your letter of the 23d ultimo, soliciting instructions as to the disposal of Case No 39 on the Calendar of the Zillah of Guntoor for the 1st Sessions of 1835, I am directed by the Judges of the Court of Foujdaree Adalut to refer you to their Circular Orders of the 26th November 1821 and 20th February 1823 which prescribe the mode of proceeding that on such occasions the Judge on Circuit is competent to adopt.-

I am directed to add that from a consideration of the circumstances of the present case as reported by you the Judges so far from deeming it necessary that you should enforce the attendance of the witnesses, and bring the prisoner

prisoner to trial before the Court of Circuit, are unable to comprehend upon what grounds that prisoner was committed.

3d. March 1835. (Signed) J. F. Thomas.

Register.

No. To the Acting Criminal Judge of Rajahmundry.

Sir,

I am directed by the Judges of the Foujdaree Adawlut to forward to you the accompanying copy of the Order of Government of 24th Ultimo; and to desire in reference thereto, that you will immediately place at the disposal of the Officer Commanding Samulcottah, so many of the convicts under your charge, as may be deemed by the Assistant Surgeon fully equal to daily hard labour, and for whom accomodation may have been prepared at Samulcottah. The Judges desire to have a report of the number of convicts you may send and the strength of the guard.

3d. March 1835. (Signed) J. F. Thomas. Regr.

No. 33.

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

Sir,

I am directed by the Judges of the Foujdaree Adawlut to acknowledge the receipt of the Order of Government of the 24th Ultimo, desiring that the necessary orders may be issued to the Criminal Judge at Rajahmundry, to furnish as

as many convicts as can be conveniently spared, to the Officer Commanding Samulcottah, to be employed on public works at that station.

The Judges observe, that the Officer Commanding the Northern Division proposes not fewer "than two hundred convicts" be allotted for this purpose; but they entertain considerable doubts whether the Acting Criminal Judge at this moment furnish the number. The total number of convicts in Jail under sentence of labour on the 31st. December last was 203, and the greater part had been suffering so severely from the previous unhealthy state of the Jail, that their terms of labour had been demenished and their diet was regulated by the Medical Officer without reference to the Jail rules. The number of deaths in the Jail during the last year was 181. It appears therefore to the Judges give trouble, whether it will be practicable to detach any considerable number at present from the Jail to Samulcottah - but in pursuance of the instructions of Government they have directed the Acting Judge to place at disposal of the Commanding Officer there so many of the convicts as may be deemed by the Assistant Surgeon fully equal to daily hard labour and for whom sufficient accomodation may have been previously prepared. If an additional number should still be required a small gang might be furnished for the Jail at Vizagapatam.

3d. March 1835. (Signed) J. F. Thomas

Register

To

No.

To The Provincial Court of Circuit in the Northern Division

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Adalut to recall your attention to the letter addressed to you by the Register of this Court under date the 15th December 1834, accompanied by an Extract from the minutes of consultation under date the 2d. of the same month and year, and to desire that you will call upon the Criminal Judge of Sellore to submit forthwith "Specimens of each description of paper manufactured "in his Jail and require him to state the quantity he can supply "Quarterly and at what cost to Government per ream: the cost "to be calculated exclusive of the labour of the prisoners."

5th March 1835. (Signed) F. H. Davidson.

Asst. to the Regr.

(No. 34)

No.

To the Secretary to Government in the

Sir, Judicial Department.

1 I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of the orders of Government of the 13th ultimo, forwarding for "their early consideration and reply" a letter under date the 7th January from the Secretary to the Government of India.

2 In the foregoing letter reference is made to a Circular Order of the Foujdaree Adalut, which the Judges conclude to be No. 21 of 1834 dated 26th November and they are required to explain "the principle on which the Sudder Foujdary "Adalut appears to have sanctioned in certain cases the placing

"placing prisoners in irons who are confined for bailable offences."

3 The Circular Order of the Foujdaree Adalut of the 26th November 1834 has the Judges beg leave to respectfully to explain, no reference to prisoners in confinement for bailable offences; and as expressly limited to the cases of Prisoners tried by the Courts of Circuit and the Court of Foujdaree Adalut.

4 The sole object of that Circular Order was to prevent the oppressive operation of the provision in clause first Section XIII Regulation VI of 1827, which gives to the Court of Circuit, and the Court of Foujdaree Adalut authority to order that prisoners detained by their direction in Custody or default of Security Security "shall "be made to work in irons." The Circular Order in question went to guard against any abuse of this power, declaring that the warrant directed in the said clause was not to be enforced, till ample time had been allowed the prisoner, for producing the Security required.

5 In their Circular orders of the 8th October 1821 and 27th June 1831 which are now enforce, the Court of Foujdaree Adalut have expressly ruled, that prisoners charged with bailable Offences are not to be in irons copies of these Orders are annexed for the information of the Supreme Government.

5th March 1835. (Signed) J. F. Thomas - Register

To The Joint Criminal Judge of Masulipatam.

Sir, I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you for your information the annexed Copy of an extract from the minutes of Consultation under date the 24th ultimo, sanctioning an estimate amounting to Rupees

Rupees 713-11-9 submitted to Government by the Military Board, for erecting a ward in the Jail at Masulipatam for the accommodation of Debtors and Female Prisoners, and also a Guard Room for the Sepoys.

5th March 1895. (Signed) F. H. Davidson. Dy. Asst. to the Regr.

No.

To Additional Judge on Circuit in the Northern Division.

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adawlut to return to you the document noted in the Margin which accompanied your letter of the 23d. Ultimo, and to desire that translations may be submitted with them without delay.

2 I am directed also to observe for your information & future guidance, that according to the invariable rule of this Court, no document in the Native language can be received when unaccompanied by an English translation.

5th March 1895. (Signed) F. H. Davidson Dy. Asst. to the Regr.

No.

To the Acting Joint Criminal Judge of Malabar

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adawlut to acknowledge the receipt of your letter of the 23d Ultimo, annexing a list containing the particulars specified in Clause Fourth, Section VIII, Regulation XV of 1803, & to regarding the Prisoner Seeanjeery Emmuny Cannan, who has been

Orig. numbered 2439 & 2440 on the Dispatch Book of 1894.
Returned therein by the Register.
Copies of the Circular Letters from the Sessions Judges.

been sentenced to by the Court of Quarterly Sessions.

2 The Judges direct that the Sentence of banishment be carried into execution in the Zilla of Bellary.

5th March 1895. (Signed) F. H. Davidson. Dy. Asst. to the Regr.

To The Joint Criminal Judge of the Auxiliary Court of Masulipatam.

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adawlut to acknowledge the receipt of your letter dated the 24th Ultimo and to transmit to you the accompanying 2 Printed forms of No.

2 Referring to the last Sentence in your letter the Judges direct me to observe that the Provincial Court of Circuit were provided with forms for the use of the Several Criminal Courts under date 5th Instant they have not thought it necessary therefore to supply you with more than 2.

5th March 1895. (Signed) J. F. Thomas. Register

To the Provincial Court of Circuit in the Northern Division.

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Adawlut to inform you that on their recommendation Government were pleased under date the 27th Ultimo to Sanction the arrangement suggested by the Joint Criminal Judge of Masulipatam in his communication which accompanied your return of the 6th Ultimo to this Court Precis of the 29th November 1894 conveying their observations on the

Criminal

Criminal Reports of the Division for the Month of Septe
=ber last.

Under this arrangement the Salary of the Extra Po
attached to the Auxiliary Court at Masulipatam will in
future be 5¼ Rupees per mensem - while that of the 40
Peons who compose the Fixed Said Guard, and who have
hitherto received 6 Rupees per mensem will, during their
employment in the same situation, continue the same,
"in consideration of their length of Service" - "but on
vacancies occurring their places will be filled by men on
5¼ Rupees"

You will be pleased to communicate the
same to the Joint Criminal Judge.

5th March 1835. (Signed) J. H. Davidson
Asst. to the Regr.

(No. 35.)

No.

To the Secretary to Government in the
Judicial Department.

Sir,

I am directed by the Judges of the Court of Adr
Adalut to submit for the Orders of the Right Honorable
the Governor in Council the accompanying application,
from the Acting 2d Judge late on Circuit in the Centre
Division under date 10th ultimo, for the reimbursem
to

to him of 175 Rupees expended from his private funds on the
preparation of forty referrible trials transmitted to the
Fayd.ree Adalut.

Under the rule laid down for the guidance of Subordi.
=nate officers in the Fort St George Gazette of the
4th December 1832 Page 889 the Judges consider themselves
to be precluded from offering a recommendation in favor of
Mr. Davis' application. They can however bear testimony to the
readiness with which he attended to their instructions to forward
those trials without delay, and the advantage which ensued
to the public service.

7th March 1835. (Signed) J. F. Thomas. Regr.

(No. 36.)

To The Secretary to Government in the
Judicial Department.

Sir,

I am directed by the Judges of the Court of Fayd.ree
Adalut to forward for the orders of the Right Honorable the
Governor in Council, the accompanying copy of a letter from
the Provincial Court of Circuit in the Centre Division dated
26th ultimo, submitting an application from the Acting Joint
Criminal Judge at Cuddalore, for authority to draw in the
Principal Collector for a Sum of Money to enable him to purchase
grain sufficient for the annual consumption of the prisoners
in his Jail.

The Acting Joint Criminal Judge calculates the
saving

saving to Government by this arrangement, at Rs. 1750 per annum
and as it appears from the 8th paras of his letter, that the public
revenue is not received in kind in the collectorate of said acct
the Judges approve of the measure suggested and beg leave to
recommend that it may receive the sanction of Government.

They also concur with the Provincial Court of Circuit
in the opinion, that it is desirable, that officers in charge of
Jails generally, should adopt a similar measure in those
zillahs where there is the prospect of a rise in the price of
grain, should this suggestion meet the approval of Government,
the Judges will issue the necessary instructions to the subordinate

Considerable saving would it is probable result both in
the advantage gained by a large purchase at the wholesale price
and by the comparative cheapness of grain immediately after
harvest.

7th March 1835. (Signed) J. F. Thomas. Register.

No.

To The Acting 1st Judge on Circuit in the
Centre Division.

Sir,

I am directed by the Judges of the Court of Foujdaree Adawlut
Adawlut to inform you in reply to your letter of the 2d Inst.
that they are of opinion that the original order of Government
for the trial of a case under Regulation II of 1829 must form
part of the record before the Court of Circuit.

7th March 1835. (Signed) J. F. Thomas. Register.

To The Acting 1st Judge on Circuit in the
Centre Division

Sir,

1 I am directed by the Judges of the Foujdaree Adawlut
to acknowledge the receipt of your letter of the 28th Ultimo &
forwarding copy of a letter and of its enclosure from the Acting
Criminal Judge of Chittoor, regarding the date from which
their sentence in No. 4 on the Chittoor Calendar for the third Quarterly
Sessions of 1834, should take effect.

2 The Judges direct that the sentence in question take
effect from the 11th February 1835, being the date of the last
warrant issued by yourself to the Acting Criminal Judge of
Chittoor.

3 I am directed further to observe that in the event of
similar circumstances again arising it is highly desirable that
in the letter of reference you notice that the prisoner has already
been sentenced in another case and by another Judge to the same
measure of punishment as that proposed by yourself to be awarded
by the Foujdaree Adawlut.

10th March 1835. (Signed) J. H. Davidson. 2d Asst to the Regr.

No.

To the Criminal Judge of Chingleput.

Sir,

1 I am directed by the Judges of the Foujdaree Adawlut
to instruct you, in reply to your letter of the 3d Instant, to
comply as far as may be practicable with the requisition of the
Magistrate - You will accordingly forward to him as many
male convicts, as can be conveniently spared, of the class be
specified, and make up the total number to be sent, by draft
from

from convicts whose sentence does not exceed seven years imprisonment.

2 You will also be carefub to send none of notorious bad character, whose escape is to be greatly deprecated. The Judges desire that a report may be made to them of the number of each class sent, with the strength of the guard.

10th March 1885. (Signed) J. F. Thomas - Regr

To, The Additional Judge on Circuit in the Northern Division.

Sir,

The Documents specified in the margin which were forwarded with your letter of the 2d Instant, being unaccompanied by the requisite English Translations, as by order of the Judges of the Court of Fouzdaree Adaulut, are herewith returned, that the omission may be supplied.

12th March 1885. (Signed) J. H. Davidson
Dt. Asst. to the Regr.

Do. To The Officer in charge of the Criminal Court of Madura.

Sir,

1 With reference to the letter of the 14th ultimo, from the Criminal Judge of Madura, requesting that the Principal Collector of the District may be authorized to place the sum of 6000 Rupees at the disposal of the Court, for the purchase of grain to be stored for the use of the prisoners in the Granary newly prepared in the Criminal Jail of the Zillah, I am directed by the Judges of the Court of Fouzdaree Adaulut to transmit to you the annexed copy of an Extract from the Minutes of the Consultation

Do. Enclosure in Do. dated 2d Sept. 1884. Returned by the R. C. Letter from the Officer.

Consultation under date the 5th instant, conveying the requisite sanction, and the opinion of the Governor in Council that it is highly desirable that if possible the grain should be received and stored at successive intervals instead of all at one period.

2 I am further directed to desire that in conformity with the expressed wishes of Government upon the subject, the contract for the supply of grain required, be immediately made with such persons whether Merchants or Farmers as are likely to furnish it upon the most advantageous terms, and further that the actual saving of expence effected during each Fasly by the adoption of the measure now sanctioned, be invariably exhibited in the usual annual statements of Contingent Charges of the Zillah Court.

3 You will be pleased particularly to bear in mind that the Principal Collector must not be called upon to interfere in procuring the supplies of grain required either by issuing Letters to his Revenue Officers, or procuring it through the agency of the Revenue Peons and that the interposition of the Officers of Government must in no way appear.

12th March 1885. (Signed) J. H. Davidson
Dt. Asst. to the Regr.

Do. To The Officiating 2d Judge on Circuit in the Western Division.

Sir,

I am directed by the Judges of the Fouzdaree Adaulut to instruct you in reply to your letter of the 4th Instant not to defer the opening of the Sessions at Mangalore beyond the

the period named by you, so as to secure the Circuit being brought to a close within the six months - you will not therefore receive a Supplemental Calendar from the Criminal Judge of Malabar if it would interfere with this arrangement.

14th March 1835. (Signed) T. F. Thomas. Register.

(No. 38)

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

Sir,

I am directed by the Judges of the Court of Fonjdaree at Vellore to forward to you to be laid before Government the accompanying statement, received from the Magistrate of Coimbatore of charges not estimated but actually incurred under twenty Rupees in that District, during the 4th Quarter, ending the 31st December 1834.

The charges in question amount in the aggregate to Rupees 119-1 (one hundred and nineteen, and anna One) for which the Judges of the Fonjdaree Adalut recommend that sanction be granted.

16th March 1835. (Signed) T. F. Thomas - Regr.

(No. 39)

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

Sir,

With reference to the orders of Government of the 3d Ultimo (No. 80) desiring that an explanation of the circumstances of an arrest by the Civil authorities at Mannilipatam of a Native Officer, and that a part of Golundauze Sepoys may be

be called for and submitted to Government with the sentiments of the Court thereon "I am directed by the Judges of the Fonjdaree Adalut to forward the accompanying copy of a Communication dated 4th Instant from Mr. Waters Acting 2d Judge of the Provincial Court of Circuit Northern Division furnishing the information required.

The Judges consider Mr. Waters' explanation perfectly satisfactory, and his proceedings throughout in the case in question free from all ground of censure, or of just complaint.

16th March 1835. (Signed) T. F. Thomas - Register.

(No. 40)

To The Secretary to Government in the Judicial Department.

Sir,

I am directed by the Judges of the Fonjdaree Adalut with reference to para 8 of their proceedings of the 9th August last, already submitted to Government, to transmit to you to be laid before the Right Honorable the Governor in Council, the accompanying communications dated the 30th October and 26th February last from the Provincial Courts of Circuit in the Northern and Centre Divisions, containing the desired information relative to the suicides in Rajahmundry, and North Arcot, on which the Court Directors have remarked in para 25 of their despatch of the 20th March 1833.

2 From the explanations furnished by the Magistrates it will be observed, that in their former statements the accidental deaths and suicides were not discriminated, and in North

Arcot

Arcot it appears, that more than one half, or 77 out of the 140 reported Suicides, were cases of accidental death, or chiefly by drowning. The statement of Suicides for the years 1831-1832 and 1833 given in the 3d para "of the letter from the Magistrate of Rajahmundry is still however, "after every allowance has been made for the deaths from accidental causes, very large but the Judges conceive that the Magistrate has the original the true causes of this lamentable waste of life, in the depressed condition, and the low state of moral feeling of the inferior grades of society, especially of the females.-

Suicides
in 1831 — 33 Men 9 Women
" 1832-36 " 85 "
" 1833-57 " 69 "
Total in 3 years. 271.

3 The detailed statement which accompanies the explanation of the Magistrate of North Arcot, exhibits in a strong point of view the effect of the prevalent Superstition of the people, as it shews a large number of Suicides to have had their origin in comparatively trivial causes, the consequence there can be no doubt of the general ignorance of the people of a future state, of their moral responsibility for the act.-

Such as pain of the bowels Ordinary diseases

4 The Judges are not aware, that any thing of moment can be done by the ruling power to diminish the evil, the indifference with which the act as ordinarily viewed and the absence of all effort on the part of the neighbours or Village authorities to prevent Suicide tend rather to encourage it; but it can scarcely be

be questioned that were due exertions used the instances now annually occurring which take their rise in sudden passion, or from some temporary pressure, might be often prevented.

The Judges are not prepared to recommend any specific rule on the subject, but they are of opinion, that the Magistrate might be required to examine personally into the circumstances when the Suicides are frequent in any particular village or district and enjoining upon the Police Officers and Heads of Villages the duty of preventing them as far as lies in their power.-

17th March 1835. (Signed) J. F. Thomas - Register

(No. 41)

To the Secretary to Government in the Judicial Department.-

Sir,

1 I am directed by the Judges of the Foujdaree Adawlut to submit for the orders of the Right Honorable the Governor in Council, the accompanying copy of a communication from the Criminal Judge of Chingleput forwarded thro' the Provincial Court of Circuit Centre Division under date the 9th Instant, in which sanction is requested for an disbursement of 22-11-14 for sinking a well in the vicinity of the Jail Hospital and for a conditional sanction for the sum of 36 Rs, in the event of its being found necessary to employ Sunkodiggers for cutting through the rocky grounds.-

2 The Judges observe that it is the intention of the Criminal Judge to execute as much of the work as possible, by

by means of the prisoner; and as it would appear from the statement of the acting 3d. Judge on Circuit, that the well is needed, they beg leave to recommend that the proposed outlay may receive the sanction of Government.-

17th March 1835. (signed) J. F. Thomas. Regr.

(R42).

Do.

To The Secretary to Government in the Judicial Department.-

Sir,

1 I am directed by the Judges of the Fouj.d area Adalut to transmit to you, to be laid before the Right Honorable the Governor in Council, the accompanying copy a communication together with its enclosures from the Magistrate of Trichinopoly under date the 26th ultimo, in which that officer requests "that the Court will be pleased to obtain the Sanction of Government to defend a suit (which has been instituted against him)" at the "public expence."-

2 The Judges have considered it to be their duty under the provisions of Clause second, Section II Regulation I of 1829 to forward this application from the Magistrate; as those provisions prescribe, that references of this nature for the orders of Government, are to be made by the several public Officers, "through their Official Superior at the Presidency;" and it was upon this ground, that they submitted a former reference from the same Officer on the 29th December last.

3 They conceive however that weighty objections be against

17 Dec 1835

against them being made the channel of such communications; and as it is manifest, that the Judges can offer no opinion on the papers thus submitted thro' them, they are unable to perceive that any advantage can possibly arise from the course now prescribed. They would respectfully suggest therefore, that they may receive authority introducing on a convenient opportunity a declaratory enactment, modifying the rule laid down in Clause Second Section II Regulation I of 1829, and either pointing out the channel for communications of this nature, on providing for their direct transmission to Government.-

19th March 1835. (Signed) J. F. Thomas. Regr.

Do.

To The Criminal Judge in the Zillah of Chingleput.-

Sir, I am directed by the Judges of the Court of Fouj.d area Adalut to acknowledge the receipt of your letter of the 12th instant transmitting a "List of Prisoners under Sentence of transportation" and to inform you that with the view of diminishing the labour of the writers of your Court, they have resolved in future to dispense with Column 6 of the Statement, considering the entry of the "Sentence" to be, with reference to the provisions of Clauses First and Second, Section VIII, Regulation XV of 1809, unnecessary.-

You will be pleased however to take notice that

the

the above observation applies solely to the monthly statement transmitted by you to this Court and that the decree of the "Sentence" must still be entered in the lists which you are required to forward to Government whenever a body of convicts may be dispatched from the Depot at Chingleput to Madras for embarkation.

19th March 1835. (Signed) F. H. Davidson
Dy Assistant to the Regr

No. To The Secretary to the Military Board.

Sir, I am directed by the Judges of the Poyndaree Adawlut to acknowledge of the 3d Instant, requesting them to point out "which of the several Jails under this Presidency are considered "to have been constructed on the most approved plan."

The records of this office not containing plans of any of the Jails under this Presidency, the Judges request to be favored with the loan of those in your office, to enable them to offer the opinion solicited.

19th March 1835. (Signed) J. F. Thomas - Regr

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

Gentlemen,

With reference to your letter of the 26th ultimo, forwarding copy of a letter from the Acting Joint Criminal Judge of Chingleput, in which he requests authority to draw upon the Principal Collector of South Arcot for the requisite sum

sum to enable him "to purchase a sufficient store of paddy "to last the Prisoners during the ensuing year" I am directed by the Judges of the Poyndaree Adawlut to state, that the Government were pleased in their recommendation to grant the authority so solicited under date the 10th Instant, a copy of the order of Government is here with forwarded, for the guidance of the acting Joint Criminal Judge.

19th March 1835. (Signed) J. F. Thomas - Regr

No. Circular Letter

To The 4 Provincial Courts of Circuit.

Gentlemen,

I am directed by the Judges of the Poyndaree Adawlut, to forward to you for your information, and that of the Judicial Officers in charge of Jails in your Division, the accompanying papers, relative to the employment of convicts on public works at a distance from the Zillah Jails.

2 The Judges desire that you will call upon the Subordinate Officers, for distinct information on the several points contained in the 1st, 2d, 3d and 5th queries of the Madras Government, and referred to by the Military Board in Calcutta in their report of 12th September last.

3 These officers will state their opinion as to the mode, in which convicts employed in the manner proposed, can be best guarded, superintended, and lodged in their respective districts; and especially whether their safe custody can be sufficiently secured

4 They will also obtain the opinion of the Medical Officer, whether

whether the present rules of Jail diet could be maintained, in the case of prisoners lodged in the manner practised in Bengal. Or, whether they should consider an allowance of stimulants or additional condiments necessary.-

5. Where the Officers in charge of Jails may not be able from their own experience to reply to the 5th query, they will endeavour to ascertain as far as practicable, the ratio of convict to free labour generally, with respect to tank digging, brick making, or to any of the works carried on in the Jails, and report the results.-

6. They will also direct their attention to the 6th Query, and furnish the Court with an Estimate, and the data on which it may be grounded, of the comparative cost of guarding and maintaining prisoners under the present system, and the one proposed and state their opinion whether it is probable, that a greatly enhanced value would be given to the labor of the convict by his employment on public works in the mode followed in Bengal, over the returns now received.-

7 The Judges of the Foujdaree Adaulut will also be glad to receive any suggestions which may occur to the Subordinate Officers, on a consideration of the general question brought under their review.-

8 The Judges of the Provincial Court will submit their sentiments

sentiments on the same points together with those of the Subordinate Officers, within 15 days if possible with any additional observations they may desire to record or the opinions of the subordinate Officers.

20th March 1835. (Signed) J. F. Thomas. Register

To The Acting Third Judge on Circuit in the Northern Division.-

Sir,

I am directed by the Judges of the Foujdaree Adaulut to inform you, in reply to your letter of the 10th Instant, that by the order of Government of the 9th December last, you are directed to proceed to Nellore on the close of the Sessions at Guntoor. You will accordingly issue the necessary notice without delay.-

21st March 1835. (Signed) J. F. Thomas. Regr

(No 44)

To The Secretary to Government in the Judicial Department.-

Sir,

With reference to the orders of Government of the 13th Instant No 169 I am directed by the Judges of the Foujdaree Adaulut to state their opinion, that the charge incurred by Mr. Davis for extra writers may properly be considered of an emergent nature. That Gentleman was ordered to send up his referrible trials without further delay, and it was of great importance that he should do so; and the Judges are satisfied that they could not have been prepared at an early date without the employment of extra writers.-

24th March 1835. (Signed) J. F. Thomas. Regr

No.

To The Secretary to Government in the
Judicial Department.

(No. 46)

Sir,

1 I am directed by the Judges of the Foujdaree Adawlut to forward to you to be laid before the Right Honorable the Governor in Council, the accompanying copy of a communication under date the 3d Instant from the Provincial Court of Circuit of Northern Division submitting an application from the Joint Criminal Judge at Masulipatam; together with a copy of the Correspondence relative thereto, for authority to make certain alterations in a Jail at that Station.

Copy 2d and copies of the enclosures sent.

2 The Auxiliary Court has already received the instructions of Government for the better ventilation of the Jail, and the Judges have only to request their further orders in the proposed additional building for an Hospital.

26th March 1835. (Signed) J. F. Thomas. Register

No.

To The Criminal Judge in the Zillah of
Cuddapah.

Sir,

With reference to your letter of the 27th December 1834, submitting an estimate for the construction of a Record Room in the Zillah Court of Cuddapah I am directed by the Judges of the Court of Foujdaree Adawlut to inform you that on their recommendation Government were pleased under date the 17th Instant to sanction the estimate in question amounting to Rupees (702-"-") Seven hundred and two.

26th March 1835. (Signed) J. H. Davidson.
Hd. Asst. to the Regr.

To

No.

To The Additional Judge on Circuit in the
Northern Division.

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adawlut to acknowledge the receipt of your letter of the 17th instant, and herewith to return to you a fresh and correct sentence in case No. 16 on the Vizagapatam Calendar for the 2d Sessions of 1834.

2 I am at the same time directed to observe that in the Persian Translation of the Proceedings before the Court of Circuit the Government Vakeel is entered as the "1st Prosecutor" and in the charge the boy "Curry Appadoo" is denominated the "1st Prosecutor's Son" which circumstance led the Law Officers of the Foujdaree Adawlut to conclude that he was the "Son of the Government Vakeel" and to enter him as such in their Futwa.

26th March 1835. (Signed) J. H. Davidson. Hd. Asst. to the Regr.

No.

To The Provincial Court of Circuit in the
Centre Division

Gentlemen,

In a communication lately received from the Acting 1st Judge on Circuit in the Centre Division reference is made to orders of this Court opposing the imprisonment and putting to labor of females in irons, I am directed by the Judges to request that you will specify the date of the orders in question to which are alluded to in the Extract of your Proceedings of the 31st December 1834.

27th March 1835. (Signed) G. L. Prendergast. Senr Dy Regr.

To

No

To The Joint Criminal Judge of the Auxiliary Court at Masulipatam.

Sir,

I am directed by the Judges of the Foujdaree Adawlut to convey to you, with reference to your letter of the 16th Instant, their sanction, for the offer of a conditional pardon to the third Prisoner Dasohun Pamparoo charged as an accessary in a case of murder before you.-

27th March 1835. (signed) J. F. Thomas. Register.

No 47

No 302. To The Secretary to Government in the Judicial Department.

Sir,

With reference to the orders of Government of the 10th Instant No 150, forwarding a communication from the Supreme Government, relative to the offences of Shuggee, I am directed by the Judges of the Foujdaree Adawlut to submit for the consideration of the Right Honorable the Governor in Council, the accompanying copy of an order, which they propose to issue on the subject for the guidance of the several Magistrates.

The Judges are not certain however, whether it is the intention of Government that any measures should be taken in this Presidency, prior to the arrival of the agents charged with the special duty of suppressing the crime of Shuggee, they are desirous therefore of receiving instructions on the propriety of the order submitted, and as to the proper period for its issue.-

28th March 1835. (signed) J. F. Thomas

Register

No

(No 48)

To The Secretary to Government in the Judicial Department.

Sir,

I am directed by the Judges of the Court of Foujdaree Adawlut to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying copy of a letter from the Provincial Court of Circuit in the Western Division dated the 16th instant and of its enclosure from the Native Criminal Judge at Sirsee requesting instructions respecting the trial of three cases of theft received from the Tahsildar of Soondah: in which the Prosecutors are the Native Criminal Judge's servants and living within his Jurisdiction, and for the stealing, that the theft committed by one of the Prisoners was in a place belonging to the Native Criminal Judge.-

Under these circumstances the Judges consider the trial of the cases by the Native Criminal Judge objectionable and with reference to Clause 2d Section II Regulation III of 1827 they beg leave to offer their opinion that the prisoners concerned should be sent for trial to the Joint Criminal Judge's Court at Honore.-

28th March 1835. (signed) J. F. Thomas. Regr

No

To The Joint Criminal Judge of the Auxiliary Court at Guntoor.

Sir,

In reply to your letter of the 12th instant, requesting sanction for the purchase of Thirty five aces, Forty Mamootie, and

and Four hundred baskets, required by the Superintending Engineer in the Northern Division for the use of the prisoners who are to be employed in constructing the proposed new Jail at Guntoor, I am directed by the Judges of the Court of Foujdaree Adalut to state that in the absence of information respecting the probable cost of those articles, they are unable to forward your application to Government.-

2 You will be pleased to submit the requisite information immediately and at the same time report whether among the prisoners some persons cannot be found to whom the act of basket making is known, and whose services in that line can be rendered available on the present occasion.-

28th March 1835. (Signed) T. H. Davidson. Dy Agt. to the Regr.

No.

To The Magistrate of Coimbatore.

Sir,

In reply to your letter of the 5th I am desired by the Judges of the Court of Foujdaree Adalut to inform you that the Right Honorable the Governor in Council was pleased under date the 20th Instant, to sanction the statement of charges submitted in it amounting to Rs. 119-1-0.

28th March 1835. (Signed) G. L. Prendergast.

Senr. Dy Regr.

No.

To The Provincial Court of Circuit in the Centre Division

Gentlemen,

In reply to your letter of the 9th and its enclosure from

from the Criminal Judge of Chingleput I am directed by the Judges of the Court of Foujdaree Adalut to inform you that the Right Honorable the Governor in Council was pleased under date the 20th Instant, to authorize the disbursement of Rs. 22-14- by the Criminal Judge of Chingleput for sinking a well in the vicinity of the Jail Hospital; and to grant additional sanction for the sum of Rs. 36 in the event of its being found necessary to employ two diggers for cutting through the rocky ground.-

28th March 1835. (Signed) G. L. Prendergast

Senr. Dy Regr.

No.

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

Sir,

With reference to your letter on the subject without date received the 24th Instant, I am directed by the Judges of the Foujdaree Adalut to convey to you their authority to strike off the case No. 2 from the Calendar for the First Quarterly Sessions of 1835 at Masulipatam.-

30th March 1835. (Signed) J. F. Thomas. Regr.

No.

To The additional Judge on Circuit in the Northern Division

Sir,

In reply to your letter of the 16th March 1835 requesting instructions touching the disposed of the property found on or through the means of the 3d Prisoner or the absconded Rasapah Poliah in case No. 48 and supplemental No. 1 of the Vizagapatam Calendar for the 2d Sessions of 1834. I am desired by the Judges to

to state that it is not the practice of the Court of Foujdaree Adawlut to give any directions respecting the disposal of property situated as that regarding which you have applied instructions.

2 The circumstances of the case however it appear that the delivery of the property in question to the Prosecutor would be justifiable.-

30th March 1835. (Signed) G. L. Prendergast. Sent by Rey.

(No 49)

To The Secretary to Government in the

Judicial Department.

Sir,

With reference to the orders of Government of the 9th December last, (No 1004 & 1081) desiring to be informed, at what cost the different kinds of paper are manufactured in the Jails at Cuddapah and Chingleput, and directing, that it may be ascertained, "whether country paper cannot be furnished "from the Jails in the interior at more moderate terms than the "present contract rate." I am directed by the Judges of the Foujdaree Adawlut to transmit to you, to be laid before the Right Honorable the Governor in Council, the accompanying copies of communications, with specimens of paper, from the several officers in charge of the Jails noted in the Margin.

8 Rs. 4 annas per Ream

Centre Division Cuddapah Chingleput Chittoor Southern Division Madura Salem Combaconum Magistracy of Trichinopoly N. Division Nellore

Upon receiving the instructions of Government, the Judges issued a circular Order to the several Officers whose Jails were within a convenient distance from Madras, requiring them to furnish the

the specimens now submitted, and to state, at what price per Ream, each description of paper manufactured in their Jails would be supplied the cost to be calculated exclusive of the value of the labour of the prisoners. They were also required to state the quality of each kind, what could be furnished quarterly. The highest prices of any of the specimens sent up, are affixed to the finer qualities marked A. B from the Madura Jail, and the prices of these descriptions it will be observed are less than one half of the contract price. The inferior qualities in this, and in other Jails, can it would appear, be manufactured, excluding the cost of the labour, at less than one Rupee per Ream. The specimens from the Jail at Chittoor and Nellore are considered by the Judges superior, and the prices moderate, and as it is to be inferred from the Criminal Judge of Chingleput letter, that a thread mill can be made use of in the manufacture, it may be deserving of the consideration of Government, whether the one recently sanctioned for Chittoor should not be applied solely to the purpose. The Judges have little doubt, that with proper attention, and a small outlay in the first instance for additional buildings this Jail might supply a very large quantity monthly. and if found necessary, the manufacture could of course be prosecuted in the same manner, and with equal efficiency at Nellore and

Chingleput

Chingleput. The proximity of these stations to Madras, to induce the Judges to point them out as the most eligible places for extending the manufacture, if that should be thought desirable.

From the Specimens of paper contained the sent up from Cuddapah there can be no difficulty, so far as the Judges are aware, in manufacturing that paper equally with other kind, but they are not certain that the paper sent up is the description of cartridge paper referred to in the orders of Government.

31st March 1835. (Signed) J. F. Thomas. Regr.

No.

To The Acting First Judge on Circuit in the Centre Division

Sir,

With reference to your letter of the 18th February last and the depositions forwarded under date 6th Instant the Judges direct me to convey to you their authority for the offer of a conditional pardon at your discretion, to either

1st Cunda Soobadoo,
3d Selly Cayaboorry Cunkadoo or Ditto Coorna
4th Kanee Doocleranze

Prisoners in a charge of murder in No 18 of the Cuddapah Calendar.

Should the authority here given reach you too late, to enable you to make use of it, you will instruct the Criminal Judge to act upon it, and report what step he may have taken, for the information of the Foujdaree Adalut.

31st March 1835. (Signed) J. F. Thomas.

Register

To The third Judge late 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 of the 12th February forwarding an application from the Moofty Jaweerood deen, for an extra allowance as Batta, during the period of the Circuit.

2. The Judges are not prepared to recommend to Government, the grant of Batta generally to Law officers, while on Circuit; and as they are not aware of any peculiar circumstances applying to the case of the Moofty Jaweerooddeen; which would entitle his application to special consideration, they decline it for the order of Government.

2nd April 1835. (Signed) J. F. Thomas. Register

To The Criminal Judge of Chingleput.

Sir,

1. With reference to your letter of the 23d Ultimo transfer of 37 Convicts to the charge of the Magistrate, the Judges direct me to intimate to you their opinion, that under the orders of Government of the 6th January last the number should be made up to 50.

2. They desire therefore that you will select and forward the number still required from the most orderly convicts whose sentence

sentence may exceed seven years imprisonment and who are not particularly required for the manufactories in your jail.

2d April 1835.

/ Signed / J. F. Thomas. Register

To

The Provincial Court of Circuit in the

Northern Division

Sir

I am directed by the Judges of the Foujdary Udalut to acknowledge the receipt of the 10th Ultimo submitting a communication from the Joint Criminal Judge at Masulipatam, pointing out the inexpediency of any further transfer of prisoners to his Jail.

With reference to your observations respecting the insecurity of the prisoners at Vizagapatam the Judges desire that you will ascertain from the Acting Criminal Judge at Rajahmendry what additional number he can receive in to his jail, and whether with reference to its late insalubrity - it would be safe to transfer to it Prisoners from other Jail and eventually to issue orders according to the Native Criminal Judge to forward the convicts under his charge sentenced to the highest terms of imprisonment, from whom there may be accomodation at Rajahmendry reporting to this Court what may be done inconsequence of there orders.

4th April 1835 / Signed / J. F. Thomas. Register

Foujdaree Diary 4th April 1835

To

The Acting Provincial Judge at

Rajahmundry.

Sir

I am directed by the Judges of the Foujdary Udalut to transmit to you the accompaning Copy of the order of Government of the 24th Ultimo No. 192 and to desire that you will submit the explanation required by Government without delay.

The Judges also direct that you will immediately report to them whether any impedement exists to the employment of the convicts as proposed in the 2nd Para. of the letter addressed to you by the Superintending Engineer under date the 13th February last in making bricks under the Superintendance of the servants of his Department.

Should no serious objection exists to this measure, the Judges consider it to be your duty to apply the labor of the prisoner to this work; or it would appear to be of importance to the public service - they propose shortly to direct the transfer of some convicts from Vizagapatam to the Jail under your charge; they expect therefore that you will be able to comply with the request of the Superintendent Engineer for the early delivery of the required number of bricks.

/ Signed / J. F. Thomas. Register

4th April 1835.

To

The Provincial Court of Circuit in the
Southren Division

Sir

I am directed by the Judges of the Foujdary Udalut to acknowledge the receipt of your letter of the 23d Ultimo submitting the question how the penal conditions of a security had executed for the appearance of a party in a Criminal Case, and not fulfilled are to be enforced by a Magistrate.

The Judges entirely concur with the Provincial Court, that it is competent to the Magistrate to enforce the penalty of his own authority though it should extend to the sale of the property of the defaulting surety.

4th April 1835.

/Signed/ J. F. Thomas. Registr

To

The 3rd Judge on Circuit in the Western Division

Sir

I am directed by the Judges of the Foujdary Udalut to inform you, with reference to your letter of the 21st January last that the Government were pleased under date the 31st Ultimo to sanction the estimate amounting to Rupees 152: 9: 11: submitted by the Magistrate of Malabar for rebuilding the Huts of the Pariah inhabitant of the Mauckery Deshum.

4th April 1835

/Signed/ J. F. Thomas. Registr

To

The Acting 2nd Judge of the Provincial Court of Circuit
Centre Division

Sir

I am directed by the Judges of the Foujdary

Udalut to inform you in reply to your letter of the 10th February last that the Government were pleased under date the 31st Ultimo to sanction the charge /Rupees 175/ encurred by you in the preparation of 40 referrill trials for the Foujdaree Udalut.

4th April 1835. /Signed/ J. F. Thomas. Register

To

The Provincial Court of Circuit Westren Division

Sir

I am directed by the Judges of the Foujdary Udalut to inform you, in reply to your letter of the 16th Ultimo, that the Right Honorable the Governor in Council has upon the report of the Foujdaree Udalut, directed the prisoners now before the Native Criminal Judge of Canara on a charge of theft wherein the servants of that officer are prosecutors, to be brought to trial in the Auxillary Court at Canara.

It is scarcely necesary for the Judges to add with reference to the question in the concluding sentence of your letter, that the Provincial Court of Circuit has no power of the nature there contemplated but it rests with the Governor in Council alone to determine under the provisions of Regulations III of 1827, whether a prisoner shall be brought to trial, out of the jurisdiction in which the offence was committed.

4th April 1835 /Signed/ J. F. Thomas. Register

To

The Secretary to Government in the Judicial Departt

Sir

I am directed by the Judges of the Foujdaree
Udalut

Udalut to submit for the orders of the Right Honorable the Governor in Council the accompanying application from the Magistrate of Trechenopoly, forwarded through the Provincial Court of Circuit under date the 25th Ultimo, for sanction for the amount of pay Rupees 1610:54 disbursed to 18 Peons in the Jail Establishment from November 1833 to the 30th June 1834.

The Provincial Court of Circuit explain that the Peons referred to were entertained under the orders of Government of the 10th May 1831 by the direction of the Foujdaree Udalut, in consequence of a large accession to the number of the prisoners in the Jail at Trechenopoly in January 1832 the Judges beg leave therefore to recommend that the charge retrenched may receive the sanction of Government. The transfer of 18 Peons to Negapatam was sanctioned by the Government under date the 3d October last.

7th April 1835. / Signed / J. F. Thomas. Registr

To

The Acting 1st Judge on Circuit in the Centre Division

Sir

In reply to your communication dated the 2d Ultimo on the subject of the warrent in Case No. 3 the Chittoor Calender 3d Quarterly Sessions of 1834 I am desired by the Judges of the Court of Foujdary Udalut to state that their sentence is, of course to be carried into execution. The orders touching on the point in question

question viz. the imprisonment and putting hard labour of females in irons which were acted upon in the instance notified in your communication, the Judges have found on reference to the Provincial Court to have been conveyed in the proceedings under dates 18th September and 27th October 1834.

These orders however applied to particular cases and did not enjoin that irons should never be imposed as a punishment on females.

A similer observation will apply to the orders circulated on the 8th October 1821 and to the instructions to the Provincial Court Centre Division of the 29th April 1834, which meare admitted the propriety and the justice of a Court of Circuit passing a sentence of imprisonment in certain cases without irons but did not lay down that in those cases irons should never be used.

8th April 1835. / Signed / G. L. Prendergast Lt. 1st Regt

To

The Magistrate of Trichinopoly

Sir

I am directed by the Judges of the Foujdaree Udalut to inform you, with reference to your letter of the 26th February last, that the Right Honorable the Governor in Council was pleased under date the 31st Ultimo, to authorize you to defend the suit referred to in your letter, at the public expence.

8th April 1835. / Signed / J. F. Thomas. Registr

To

Foujdaree Diary 9th April 1835

53

To

The Secretary to Government in the Judicial Depart

Sir

With reference to the Orders of Government of the 6th March last No. 55 I am directed by the Judges of the Foujdary Udalut to report for the information of the Right Honorable the Governor in Council that 129 convicts were transferred from the jail at Rajahmundry to the charge of the Officer Commanding Samulcotta in the 27th March accompanied by 1 Duffadar and 32 Peons.

9th April 1835

Signed J. F. Thomas Registr

To

The Provincial Court of Circuit in the

Gentlemen Northern Division

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter dated the 25th Ultimo and to transmit to you the accompanying Printed forms Viz.

24 Copies of No. 1 for all the Magistrates
24 Do. of No. 2 ——— Do. ———

9th April 1835

Signed J. F. Thomas Regist

To

The late Acting First Judge of the Court of Circu

in the Centre Division

Sir

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 5th Ultimo, submitting for their consideration, copies of your proceedings, and of the returns from the Criminal Judge of

Foujdaree Diary 10th April 1835

of Cuddapah upon the subject of a considerable number of prisoners now in the Jail, who have been sentenced, or required to find sureties, without being called upon for their defence, or asked if they had any witnesses".

The Judges, entirely concurring with you in opinion, that it is incumbent upon the Criminal Courts to enter fully into the defence of a prisoner, prior to a requisition of security, have issued a Circular Order to this effect, which will, they trust, prevent in future the irregularity pointed out by you. with respect to the other class of cases noticed in your proceedings, where sentence has been passed without a defence, the Judges do not conceive that any thing further is required, than to enjoin upon the Criminal Judge a more strict attention to the Circular Order of the 21st May 1829.

Adverting to your proceedings of the 20th February para 2, and to the return thereto by the Criminal Judge, the Judges do not consider it necessary to quash the sentences in the cases referred to as the Criminal Judge expressly states that a Prisoner" is asked what he has to say in his diffence and what witnesses he would call, and to prove what points. The only defect therefore appears to have been, informality in the record; in not distinctly entering the questions calling upon the prisoners, for their defence, and witnesses.

Reffering to the question discussed in the

the 2d para of your letter, the Judges direct me to observe that while they agree with you in opinion, that the rule followed in the Cuddapah Criminal Court, that where a prisoner confesses no witnesses can be admitted" is wrong in principle, you appear to them to have extended your own view beyond its just limits. a confession is not in general a bare acknowledgement of the commission of a specified crime, but the prisoner's statement at length, of the circumstances attending its commission, and of the part he took in it; and upon the established principle, that every confession must be taken as a whole and not in part, it must, and does, the Judges apprehend, follow therefore in practice, that all that can be pleaded in mitigation, in the majority of instances, before the Court on the confession itself.

It does not appear consequently that any useful end would in general be answered, by summoning witnesses in such cases, and the Judges are not prepared to declare, that such should be the rule observed. They deem it to be sufficient, if the Criminal Courts are instructed, to ask prisoners who may confess, to name any witnesses they may wish to have examined on their behalf; and that it should be then be left to the discretion of the Criminal Court, to summon them,

or not, as they may appear to be to points material to the defence, or otherwise.

It is on this ground that the Judges do not deem it necessary to annul the sentence in the case of the Prisoner Gopaloo in No 328 of 1834, reffered to in the 1st para of your proceedings of the 20th February; and they desire that the Criminal Judge be now required to summon the witnesses named by him and after taking their examination, reconsider his sentence.

Upon the further point submitted in para 3 of your letter, the Judges have no hesitation in pronouncing the practice of the Cuddapah Criminal Court to be improper. There can be no question, for the reasons stated by you, but that it is the duty of the Court to summon witnesses to an able, altho a prisoner may be ignorant of the Teloogoo years &c months &c and you will accordingly communicate this opinion, with copy of para 3 of your letter for the guidence of the Criminal Judge.

/Signed/ J. F. Thomas. Register
10th April 1835.

To
The 1st Judge of the Provincial Court of Appeal and Circuit Western Division.

Sir

I am directed by the Judges of the Foujdary Adawlut to transmit to you under the orders of Government, dated the 24th Instant the accompanying copy of an extract from the Minutes of consultation of the same date.

/Signed/ J. F. Thomas. Register
10th April 1835.

The same to the Acting 1st Judge of the Circuit Court of Malabar

To

The Agent of the Male Asylum Pers.

Sir

I am directed by the Judges of the Foujdaree Udalut to request that 50 Copies of the accompanying statement No. 1 may be struck off and sent to this Office as early as practicable.

13th April 1835. / Signed / J. F. Thomas. Register

To

The Secretary to Government in the Judl. Depart.

Sir

I am directed by the Judges of the Court of Foujdaree Udalut to forward to you to be laid before Government the annexed Copies of the three Communications noted in the Margin together with the original Memorandum which accompanied the letter of the 1st April 1835, and to state that they recommend that sanction be granted to the Joint Criminal Judge of Guntoor for the outlay of Rupees / 77-12- / seventy seven and anas twelve, in the purchase of thirty Pickaxes, Forty mamoolies and four hundred baskets, required by the Superintending Enginee in the northern Divisions for the use of the Prisoners to be employed in constructiony the proposed new Jail at Guntoor.

I am directed to add that the Joint Criminal Judge's first application of the 18th Ultimo, contained no information regarding the probable cost of the articles abovementioned; which circumstance rendered necessary the address to

1st. From S.F.J. of Guntr Court dated the 12th March 1835
2nd. From Supt. Engr. P.W.D. S.D. of Guntur dated the 18th Ulto. rect 1835
3d. From J. & F. of Guntur to Secy of P.W. dated the 13th March 1835
with Memorandum

to him of the 28th Ultimo referred to Mr. Lavie in his communications of this instant.

13th April 1835. / Signed / J. F. Thomas. Register

To

The 2d. Judge on Circuit in the Centre Division

Sir

In reply to your letter of the 3d. Instant Communicating the circumstance of the occasional employment of the convicts at Cuddapa in watering the Tats of the Court house and in the repair of the Circuit Bungalow. I am directed by the Judges of the Court of Foujdaree Udalut to state their concurrence in your opinion that these are not proper employments for convicts, who under the orders of the 1st August 1827 should never be employed on any works what are not strictly public.

13th April 1835 / Signed / J. F. Thomas. Register

To

56

The Secretary to Government in the Judicial Depart.

Sir

I am directed by the Judges of the Court of Foujdary Udalut to transmit to you to be laid before Government, the accompanying Account Particulars submitted by the Magistrate of Malabar, of charges incurred in Fusly 1243 in the daily supply of Rice &c. to the convicts at Cochin, amounting to Rupees / 403-3-9 / Four hundred and three- anas three and Pice nine. For which sum they beg leave to recommend that sanction be granted.

15th April 1835. / Signed / J. F. Thomas. Register

57

To

The Secretary to Government in the Judicial Depart.

Sir

I am directed by the Judges of the Court of Foujdaree Udalut to transmit to you to be laid before Government, the annexed copies of a letter dated the 1st Instant, received through the Provincial Court of Circuit in the Centre Division, from the acting Criminal Judge of Chittoor, of the communication which accompanied it, from the Assistant Surgeon in Medical charge of that Zillah, and of an "Estimate for digging an old well 3 feet in depth, 8 feet in Circumference attached to the Jail Hospital" of that station, amounting to Rupees/ 35.14.-/ Thirty five, fourteen anas.

Under the circumstances brought to notice in the respective communication of the above mentioned Officers, the Judges recommend that sanction be granted for the outlay.

15th April 1835. /Signed/ J. F. Thomas- Register

To

The Provincial Court of Circuit in the Centre Division

Gentlemen

I am directed by the Judges of the Court of Foujdaree Udalut to forward to you to be communicated for the information and guidence of the Officers in charge of prisoners at Bellary Arcot and Arnee to the acting Criminal Judge of Chittoor the accompanying copies of Extracts from the Minutes of Consultation dated respectively the 3rd and 7th April 1835.

15th April 1835. /Signed/ T. H. Davidson. Mr. Asst to the Regr

58

To

The Secretary to Government in the Judicial Depart.

Sir

I am directed by the Judges of the Foujdaree Udalut to submit with reference to the orders of Government of the 20th Ultimo, the accompanying application for Mr. Harington Additional Judge on Circuit Northern Division, for permission to remain for the present at Rajahmundry in lieu of Joining the Sudr station.

Under the circumstance adverted to by Mr. Harington, the Judges beg leave respectfully to recommend that he may be authorized to remain at Rajamundry till he has finished the business of his circuit; and as it is not improbable that Mr. Wales may by that time have returned to his duty, they would say just that further instructions should be given for Mr. Haringtons guidence.

16th April 1835 /Signed/ J. F. Thomas. Register

To

The Secretary to Government in the Judicial Depart.

Sir

The Judges of the Court of Foujdaree Udalut have maturely considered the subject upon which they are instructed by the order of Government, dated 31st Ultimo /No. 207/ to issue instructions.

And it appearing to them, that the Secretary to Government in the Judicial Departt. can alone be

be regarded as the Official Superior of the Magistrate within the intendiment of Clause second Section II Regulation I of 1823 the propose, with the Sanction of the Right Hon.ble the Governor in Council, to issue a Circular order on the subject of which a copy is herewith transmitted.

16th " April 1835. / Signed / J F Thomas - Register

To

The Second Judge on Circuit in the Centre Division

Sir

With reference to your letter of the 9th Instant I am directed by the Judges of the Court of Foujdaree Udalut to transmit to you a corrected sentence in Case No. 10 Nellore Calender 1st Sessions 1834 and to desire that the same may be carried into execution according to the Regulation.

18th April 1835. / Signed / T H Davidson 7th Aft Regt

To

(No 61)

The Secretary to Government in the Judl. Dpart.

Sir

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of the 20th Ultimo desiring that the Zillah Judge of Salem should be called upon to report whether any building fit for the purpose of a Jail can be procured at that station, at a less amount of rent than is at present paid to Colonel Lennon viz. 140 Rupees per

mensem for the building occupied for that purpose.

In submitting this report, the Judges direct me to observe, that the Zillah Judge appears to have over looked some important considerations in stating that the Jail, Colonel Lennon's property might be relinquished.

He has not adverted to the circumstances that its site is considered to be more healthy than that of the other Jails, were to the fact that the Jail hospital has been erected against its wall.

The Judges also belive that the paper manufactory has been placed immediately in point of it, and is enclosed by wall connected with its main wall. They doubt therefore, whether it would be advisable to give up the building, as it might become necessary to relinquish with it the Government buildings now attached to it, and they would rather suggest its purchase to Government, as there can be no question that it is by far the best Jail at the station.

If it should now be abandoned and there should be a considerable increase of the number of Prisoners it may not be available and the Government may therefore be put to the expence of constructing a new Jail.

20th April 1835. / Signed / J F Thomas - Register

To

The Provincial Court of Circuit in the North.n Division

Gentlemen

With reference to your letter of the 3d. Ultimo

Ultimo, submitting copy of a letter from the Joint criminal Judge of Masulipatam and of the correspondence therein referred to, relative to certain proposed improvements in the Jail under his charge, I am directed by the Judges of the bench of Foujdaree Udalut to inform you that in compliance with your request, the subject has been brought to the notice of Government by whom under date the 10th Instant the following order was passed.

The plans and estimate for the Hospital will be taken into consideration when submitted. It does not appear from Mr. Bruce's letter that any further arrangement need at present the sanction of Government.

22d April 1835 — /Signed/ J. H. Davidson. 4th Asst Regr

To

The Late Acting 1st Judge of the Court of Circuit
Centre Division

Sir

I am directed by the Judges of the Foujdaree Udalut to inform you, in reply to your letter of the 26th Ultimo that the order referred to in para 2 of the 20th March, of which you request a copy, tho frequently communicated to different officer has not yet been made circular - they have now issued it as circular order No. 61 and you will accordingly be furnished with a copy.

23d April 1835. /Signed/ J. F. Thomas. Regisr

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 your letter of the 10th Instant forwarding a copy of one addressed to you by the Acting Criminal Judge of Chittoor under date 8th Instant, in which that Officer reports, that he had sent the Circular Order of the Foujdaree Udalut No. 34 to the Officer Commanding at Arnee, and submits a copy of his reply.

You will instruct the Acting Criminal Judge, that the order in question was intended for his own guidance, and that it transmission to the Officer in Commanding at Arnee without the special orders of superior authority, was irregular and improper.

23d April 1835 — /Signed/ J. F. Thomas. Regisr

To

The Criminal Judge of Chingleput

Sir

With reference to the accompanying copy of an extract from the Minutes of Consultation under date the 14th instant and of the letter to which it refers addressed by the Collector of Chingleput to the Chief Secretary to Government. I am directed by the Judges of the Court of Foujdaree Udalut to desire that you will without delay report to them whether the required number of convicts can be furnished from the Jail under your charge

charge to the Commandant of Artillery, with the view of their being employed in clearing away the Prickly Pear and other obnoxious plants with which parts of the Cantonment of the Mount and its environs are over grown.

Should it be in your power to comply with the requisition of the Commandant either wholly or in part without detriment to the public works at present carried on in your Zaib, you will be pleased to submit a list similar to that which accompanied your communication of the 23d Ultimo, specifying the names of the several convicts whom you may propose to consign to that Officer's charge, the number of years' imprisonment to which they were originally sentenced the dates of their sentences, and the period of them which yet remain unexpired.

25th April 1835 / Signed / T. H. Davidson. Lt. 46th Regt.

To

The Second Judge on Circuit in the Centre Division

Sir

With reference to your letter of the 13th Instant reporting your arrival at Bellaree, the opening of the Sessions at that station, and the state of the Calender, I am directed by the Judges of the Court of Foujdaree Udalut to inform you that at this late period of your Circuit, they do not deem it expedient that you should

receive any supplement at Calendars, it being highly desirable that the delivery of the other Jails in the Centre Division should be completed within the shortest possible period.

25th April 1835. / Signed / T. H. Davidson. Lt. 46th Regt.

To

The 3d Judge Latoon 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 13th Instant, submitting the original Warrent issued by you to the Criminal Judge of Salem for the execution of the four prisoners in Case No. 1 on the Calendar of that Zillah for the 2d Sessions of 1834 with his Return thereto, and the seperate letter upon the subject required by the Circular orders of the Foujdaree Udalut.

The Judges observe that seperate letter reports merely the behaviour of the convicts on the scaffold, the estimated number of spectators assembled to witness the execution, and the apparent impression made upon them by it, but that no attention has been paid to that part of their orders which requires the subordinate Judicial authorities to specify the date and hour when the final sentence was communicated to the convict and certify that the same took place in open Court" and further

to

to specify in a particular manner the effect on the convicts of such communication and his conduct thence forward until his execution.

I am accordingly directed to desire that you will call upon the criminal Judge of Salem, to submit without delay through you for the consideration of the Foujdaree Udalut, the nessary information on the above points.

25th April 1835 — / Signed / T. K. Davidson Fr. Asst. Regr.

To

The Magistrate of Bellaree

Sir

With reference to your letter of the 9th enclosing copy of an extract from the Minutes of consultation under date the 3rd instant and submitting a statement of charges incurred on account of additional Peons employed to guard the prisoners in the Koozoor Jail at Anantapoor for a few months in Fusly 1243, I am directed by the Judges of the Court of Foujdaree Udalut to desire that you will report who those prisoners are and when and under what circumstances they were placed under your charge.

In the absence of information on the above points the Judges are precluded from recommending the charge in question to Government for sanction.

25th April 1835. / Signed / T. K. Davidson Fr. Asst. Regr.

To

No 66

To

The Secretary to Government in the Judl. Depart.

Sir.

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 31st Ultimo, desiring their opinion, as to the additional term of imprisonment it will be advisable to substitute for corporal punishment; if the latter should be abolished under this Presidency; and as to the extent, to which it will be expedient that such substituted punishment should be vested in the several classes of officers who are at present authorized to inflict corporal punishment.

The power of directing corporal punishment is at present vested, in the Court of Foujdaree Udalut, the courts of circuit, the criminal Judges courts, including the Assistant criminal Judge and the Sudr ameens, the native criminal Judges, Joint criminal Judges Courts, Magistrates, and Military officers in charge of Police under Regulation VII of 1832 and officers in charge of convicts, on whom the power of punishment created by Regulation X of 1832 may be conferred under Regulation I of 1833.

The Judges are not of opinion that any term of additional imprisonment, need be sustituted, for the corporal punishment adjudicable by the Court of Foujdaree Udalut, and the court of circuit.

The

The extent of imprisonment to which those Courts may now sentence appears to them in all cases sufficient, and that it would answer no good purpose, to vest them with power to add to the terms of seven and fourteen years, which they may now adjudge.

In the case of all the Subordinate Courts, the Judges are of opinion, that it will be the best and simplest method, to substitute on days imprisonment, for one lash with the Cot-o-nine tails. The only exception they would suggest is the corporal punishment authorized for the purpose of prison discipline, by clauses second and third section VI Regulation X of 1832. The Judges are unable to propose any adequate substitute in this particular case Solitary confinement it is plain could not be enforced, where large bodies of prisoners were contumacious: and reduction in the diet allowance, is not a punishment which can be safely increased, prolonged. They would be disposed therefore to recommend, that the existing provisions on this head should under any circumstances remain unaltered. It specially appears that an exception has been made by section VI Regulation II of 1834 of the Bengal code in such cases, and that corporal punishment on respecting convicts sentenced to labour in irons may still be inflicted.

With reference to the second question contained in the letter under reply, the Judges observe, that

that as all the officers attached to the criminal Courts have by law the same authority, there does not appear to be any cause for making a distinction, in the extent of the additional power of punishment to be vested in the several classes of officers and as there is no part of the Regulation which authorize the Magistracy to impose the punishment of stripes, in addition to imprisonment, it will be sufficient if the precise term of imprisonment to be substituted for a given number of stripes be defined.

The Judges will remark in conclusion that if the measure proposed by them be adopted as the rule, it will be proper to exclude from its operation, the offences punishable under Sections XV and XVI Regulation VII of 1832 and to continue before the Military authorities for such offences the proportion of 50 lashes to 30 days imprisonment there provided: unless it should appear to the Right Honorable the Governor in Council to be expedient that one uniform rule of commutation should be followed by all tribunals and that Regulation VII of 1832 should be accordingly modified.

27th April 1835. (Signed) J. F. Thomas. Register

To No 67

The Secretary to Government in the Judicial Departt.

Sir

I am directed by the Judges of the Foujdaree Adalut to transmit to you to be laid before Government the annexed

annexed copies of the two communications noted in the margin, and to state that they recommend that sanction be granted for the two estimates, which accompanied the letter of the acting criminal Judge of Chittoor of which one is for making 8 carts to remove the dirt from the streets at Chittoor and its dependencies" and amounts to Rupees/108/ one hundred and eight- and the other, for mending two cracked Ghusries used in the Court House and Jail, and amounts to Rupees/55-5-/ Fifty five and Anas five Total Rupees/163-5-/ One hundred and Sixty Three, and Anas five.

Provl Court of C. in 6 Dr dated the 13th April 1835 } with copies of two estimates
Actg 6th Judge of Chittoor dated the 15th April 1835

27th April 1835. /Signed/ J. F. Thomas. Registr

To

The Secretary to Government in the Judl Depart

Sir

With reference to your Orders of Government/ No. 192/ under date the 14th Ultimo I am directed by the Judges of the Foujdaree Udalut to submit the explanation there required from Mr Reave, acting Criminal Judge of Rajahmundry.

It would appear from para 6 of that Officers letter, that he has by this date forwarded the whole of the able bodied convicts in his Jail, under sentence of hard labour; to Samulcottah, and that it is not now in his power to afford the

the aid requested by the Superintending Engineer.

27th April 1835 /Signed/ J. F. Thomas. Register

To

The 1st Judge of the Provincial Court of Circuit Northern Division late Special Commissr at Vizianagaram

Sir.

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 15th Instant transmitting copy of a letter from the Officiating Criminal Judge of Chicacole requesting the orders of the Court of Foujdaree Udalut on the prisoner Cotah Ramasawmy tried in No. 1-2. at the Vizagapatam special Commission Sessions in 1833.

The sentence on the two prisoners in the trial No. 1 was passed by the Foujdaree Udalut on the 1st of March 1834 and confirmed by Government on the 14th of the same month but was not entered in this office till the 22d Instant. You will accordingly receive the sentence with the letter, and the Judges desire that the necessary orders may be issued without delay.

29th April 1835. /Signed/ J. F. Thomas. Register

To

The Secretary to Government in the Judl Depart

Sir

I am directed by the Judges of the Court of Foujdaree Udalut to request that you will lay before Government the

the annexed copy of a letter dated the 16th Instant and of the estimate which accompanied it for repairing and shifting the Tiles of the prisoner's wards in the Jail at Chittoor forwarded by the Acting Criminal Judge of that through the Provincial Court of Circuit in the Centre Division, who, in their communication of the 18th Instant, have recommended that the sanction solicited by the Acting Criminal Judge may be granted."

It will be observed that the estimate amounts to Rupees/426-1-9/ will be saved by the labour of the prisoners, and the Judges of the Foujdaree Udalut beg to recommend that the Acting Criminal Judge be authorized to disburse the residue, or Rupees/251-2-/ Two hundred and fifty one, and Anas two, for the purposes above specified.

29th April 1835. /Signed/ J. F. Thomas Register

To

The Secretary to Government in the Judicial Depart.

Sir

No. 71

I am directed by the Judges of the Sudr and Foujdaree Udalut to submit for the orders of the Right Honorable the Governor in Council, the accompanying copy of a letter from the late Acting 3d Judge of the Provincial Court of Appeal on Circuit Centre Division requesting the sanction of Government for drawing Deposition allowance so long as he continue to be engaged in business connected with the past Session.

Mr. Boileau has not specified the time, during which he expects to be so engaged and, the Judges are unable therefore to offer a decided openion on his application. They consider three weeks from the date on which he returned to Chittoor, a sufficient period to enable him to complete every important duty connected with the circuit; and for that period they deem him entitled to the Deputation allowance be solicit.

29th April 1835 /Signed/ J. F. Thomas Register

To

The 4 Provincial Courts of Circuit

Gentlemen

I am directed by the Judges of Foujdaree Udalut to forward for your information and for communication to the several Magistrates in your Division, the accompanying copy of a letter from the Secretary to the Government of India, dated 15th January, last, and of the Correspondence to which it refers.

Also for communication to the several Officers in charge of Jails in your Divisions a copy of the Orders of Government of the 10th Instant para" 2. No. 240.

The Judges desire, that the several Magistrates may be instructed immediately to obtain all the information in their power, respecting the existence of any gangs of Thugs or Phansegars, at the present date, within their

their districts reporting the same for the information of this Court and where they may have ground to suspect that such gangs exist, it will be their duty to have their proceedings narrowly watched, and should they attempt to have the Zillahs the Magistrates should then exercise the power vested in them by Section VI Regulation VII of 1827 and cause their immediate apprehension.

They will be careful however particularly to observe, that the agent for the Governor General is desirous, that no steps, tending to place the Thug Leaders on their guard, should be adopted "till measures can be taken by his Assistants for their apprehension. It will be proper therefore, that the Magistrates can fine themseves in the first instance, to comparatively private enquiry, and only when it shall become necessary to prevent the escape of the gang, should they take any open measures against them, prier to the arrival of the Governor General's Agents the Magistrates are also enjoined to repair at present from placeing there papers in the public records of their office in their neighbourhood.

The attention of the Magistrates of Bellary and Cuddapah must be especially directed to the concluding part of the deposition of Sheik Davood in which he states the names of the leaders, residing in those districts with the numbers of their gangs.

29th April 1835 (Signed) J. F. Thomas. Register

To

The Secretary to Government in the Judicial Departt.

Sir.

With reference to the Orders of Government under date the 13th and 24th February last directing certain allegations in the Jail at Masulipatam, I am directed by the Judges of the Foujdaree Udalut to submit for the orders of the Right Honorable the Governor in Council the accompanying copy of a letter from the Joint Criminal Judge dated 21st Instant requesting that instruction may be issued on the subject to the Superintending Engineer, in an early date.

30th April 1835 (Signed) J. F. Thomas. Register

To

The Secretary to Government in the Judl. Departt.

Sir

I am directed by the Judges of the Foujdaree Udalut to transmit to you, from the orders of the Right Honorable the Governor in Council the accompanying Copy of a letter under date the 13th Instant from the Magistrate of Coimbatore, requesting, with reference to the Orders of Government No. 64 of 1835, that the Assistant Surgeon of the Zillah may be placed in charge of the 100 Convicts transferred to the Magistrate Department from Salem.

The Judges are of openion, that Sufficient provision will be made from Medical attendance upon those prisoners, of the Magistrates is authorized to

their districts reporting the same for the information of this Court and where they may have ground to suspect that such gangs exist, it will be their duty to have their proceedings narrowly watched, and should they attempt to have the Zillahs the Magistrates should then exercise the power vested in them by Section VI Regulation VII of 1827 and cause their immediate apprehension.

They will be careful however particularly to observe, that the Agent for the Governor General is desirous that no steps, tending to place the Thug Leaders on their guard should be adopted "till measures can be taken by his Assistants for their apprehension. It will be proper therefore, that the Magistrates can fine themseves in the first instance, to comparatively private enquiry; and only when it shall become necessary to prevent the escape of the gang, should they take any open measures against them, prier to the arrival of the Governor General's Agents the Magistrates are also enjoined to repair at present from placeing there papers in the public records of their office in their neighbourhood.

The attention of the Magistrates of Bellary and Cuddapah must be especially directed to the concluding part of the deposition of Sheik Davood in which he states the names of the leaders, residing in those districts with the numbers of their gangs.

29th April 1835 /Signed/ J. F. Thomas. Register

To

The Secretary to Government in the Judicial Departt.

Sir.

With reference to the Orders of Government under date the 13th and 24th February last directing certain alterations in the Jail at Masulipatam, I am directed by the Judges of the Foujdaree Udalut to submit for the orders of the Right Honorable the Governor in Council the accompanying copy of a letter from the Joint Criminal Judge dated 21st Instant requesting that instruction may be issued on the subject to the Superintending Engineer in an early date.

30th April 1835 /Signed/ J. F. Thomas. Register

No 73

To

The Secretary to Government in the Judl. Departt.

Sir

I am directed by the Judges of the Foujdaree Udalut to transmit to you, from the Orders of the Right Honorable the Governor in Council the accompanying Copy of a letter under date the 13th Instant from the Magistrate of Coimbatore, requesting, with reference to the Orders of Government No. 64 of 1835, that the Assistant Surgeon of the Zillah may be placed in charge of the 100 convicts transferred to the Magistrate Department from Salem.

The Judges are of openion, that Sufficient provision will be made from Medical attendance upon those prisoners, of the Magistrates is authorized to

to send all cases which the Native Doctor may not be competent to take the charge of to the Zillah Jail - they do not therefore recommend his application for sanction

If granted in this instance, it would lead to a like demand for the gangs of convicts now placed under the several Magistrates, which they do not suppose to have been the intention of the orders of Government

No. 64 of 1835.

30th April 1835. /Signed/ S. F. Thomas Register

To

The Acting 3d. Judge on Circuit in the North. Divn.

Sir

I am directed by the Judges of the court of Foujdaree Udalut to acknowledge the receipt of your letter of the 21st Instant alluding to Cases having been laid before you in which there has been no proof whatever of any Robbery, no complaint, nor any evidence to implicate the prisoners beyond what they were represented to have said before the Police, and requesting instructions as to the disposal of four particular Cases of the same discription when there is no evidence whatever except what the prisoner themselves furnish confined by a similar statement before the Criminal Court that they robbed the Articles found on them from passengers on the highway.

A confession before the Criminal Judge in the absence of all other evidence or presumption that

1. that there was any Robbery does not form sufficient grounds for the trial of a prisoner and under the circumstances reported by you the Judges are of opinion that the prisoners in question should not be brought to trial.

30th April 1835. /Signed/ S. F. Thomas Register

To

The Provincial Court of Circuit in the Northern Division

Gentlemen

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 16th Instant transmitting copy of a letter from the Joint Criminal Judge of Masulipatam, enclosing a petition in behalf of the prosecutor in No. 1 Supplemental Calendar 1st Quarter Sessions 1835, who has been ordered to take his trial for perjury, by the Acting 2d. Judge presiding.

In their letter the Provincial Court of Circuit refer the question, whether, in a case where the Judge who ordered the commitment of the prisoner for trial for Perjury has directed under Section V Regulation VII 1811 that he should not be admitted to Bail it be competent to the Collective Court under the provisions of Section XI Regulation X of 1816, it being a latter enactment, to direct bail to be received.

On this question, the Judges are of opinion, that a commitment for perjury under Section V Regulation VII of 1811 by order of a Judge of Circuit, is not

one

one of the cases contimplated in Section XI Regulation X of 1816, and that it is not competent to the Collective Court to over rule the order of a Circuit Judge, and release on bail on such cases.

On the further point submitted, the propriety of the Acting 2d. Judge proceeding to the trial of the prisoners committed by his orders, the necessary instructions have been issued in the Court proceedings of the 16th Instant; and the Judges need only further refer the Provincial Court of Circuit to the provisions of Section IV Regulation I of 1811 under those provisions there can be no doubt, that it is the duty of the 1st Judge to preside at the trial of those cases, forming as they necessarily do numbers in the Calender for the 2d. Quarterly Sessions 1835.

30th April 1835 / Signed/ J. J. Thomas Register

To

The Provincial Court of Circuit
in the
Centre Division

Gentlemen

With reference to your letter of the 21st Instant submitting Copy of a correspondence with the acting Criminal Judge of Chittoor, and requesting that Officer's application for permission to erect a cooking establishment for the prisoners at an expence of Rupees /238-2/ two hundred and thirty eight and anas tow be complied with. I am directed by the Judges of the Court of Foujdaree Adalut to

Foujdaree Diary 30th April 1835

state, that being of opinion that a Costly building of that discription recommended is not requisit and that all that is necessary can be executed entirely, by the prisoners, without the incurring of any extra expence, they are unable to recommend to Government that the charge be sanctioned.

30th April 1835 / Signed/ T. H. Davidson Actg Sessn Regr

one of the cases contemplated in Section XI Regulation X of 1816, and that it is not competent to the collective Court to over rule the order of a Circuit Judge, and release on bail on such cases.

On the further point submitted, the propriety of the Acting 3d Judge proceeding to the trial of the prisoners committed by his orders, the necessary instructions have been issued in the Court proceedings of the 16th Instant; and the Judges need only further refer the Provincial Court of Circuit to the provisions of Section IV Regulation I of 1811 under those provisions there can be no doubt, that it is the duty of the 1st Judge to preside at the trial of those cases, forming as they necessarily do numbers in the Calender for the 2d Quarterly Sessions 1835.

30th April 1835 / Signed / S. T. Thomas Register

To

The Provincial Court of Circuit
in the
Centre Division

Gentlemen

With reference to your letter of the 21st Instant submitting Copy of a correspondence had with the Acting Criminal Judge of Chittoor, and requesting that Officer's application for permission to erect a cooking establishment for the prisoners at an expence of Rupees / 238 - 2 / two hundred and thirty eight and anas two be complied with, I am directed by the Judges of the Court of Foujdaree Adalut to state

Foujdaree Diary 30th April 1835

state, that being of opinion that a Costly building of that discription recommended is not requisit and that all that is necessary can be executed entirely, by the prisoners, without the incurring of any extra expence, they are unable to recommend to Government that the charge be sanctioned.

30th April 1835 / Signed / T. H. Davidson 4th Asst Regr

No

To

The Provincial Court of Circuit in the

Northern Division.

Gentlemen,

1 I am directed by the Judges of the Fayzabad Circuit to acknowledge the receipt of the Acting 2nd Judge's letter of the 22nd Ultimo, reporting his intention to avail himself of his leave of absence, and "requesting to be put in orders for the next half years circuit."

2 The Judges direct me to intimate to you in reply, that they consider it to be Mr. Waters' tour of duty to hold the 2nd Sessions of 1835; and they desire, that the necessary communication may when practicable be made to that Gentleman to this effect, if he should have quitted the station before the receipt of this letter.

1st May 1835.

(Signed) J. F. Thomas,
Register.

To

The Second Judge on Circuit in the

Centre Division.

Sir,

1 I am directed by the Judges of the Fayzabad Circuit to acknowledge the receipt of your letter of the 20th Ultimo referring to the instructions conveyed to you under date the 10th Ultimo on the

Criminal

"Criminal cases at Cuddapah in which the prisoners' defence were "not taken."

2 The Judges as you apprehend, had partly misunderstood Mr. Stromboms return and in issuing those instructions they had chiefly in view, the cases tried by the Criminal Judge, and they regarded your orders as directed to check any irregularities in future on the part of the subordinate Courts.

3 Upon further consideration, they deem it proper to direct that in all those cases, where, as you observe, the trial was bona fide, ex parte hearing, the Criminal Judge be now required immediately to take the defence of the Prisoners, and pass sentence anew; either confirmatory of the former sentence, or for release.

4 You will also call upon that Officer to explain, with reference to the Circular Order of this Court of the 21st May 1829, his proceedings as permitting his subordinate officers, to conduct the trials before them in the manner described.

4th May 1835

(Signed) J. F. Thomas,
Register.

(No. 74A)
Circular Order No. 43

Several instances having been brought to the notice of the Judges of the Foujdary Adalut where the Subordinate Officers of a Criminal Court have passed sentence of conviction on

on prisoners tried by them, without taking their defence or calling upon them to designate their witnesses: They resolve to direct the attention of the several Criminal Judges to their Circular Orders under date the 21st May 1829 and to require them, to ensin a strict observance of them upon the subordinate authorities in their Courts.

To the 4 Provincial Courts for communication to the Criminal Judges, Assistant Judges, and Native Judges in their Division.

4th May 1835

To

The Criminal Judge in the Zillah of Chingleput.

Returning the summons sent up in his letter of the 29th Ultimo duly served.

Sent usual letter.

To

W. Harington Esqre
Additional Judge late on Circuit in the Northern Division

Sir,

With reference to your letter of the 2nd Ultimo, requesting permission to remain at Rajahmundry instead of joining the Sudr station as directed under date the 27th March 1835, I am directed by the Judges of the Foujdaree Adalut to inform

inform you that under date the 24th Ultimo, Government were pleased to issue the following order upon the subject.-

"The Right Honorable the Governor in Council permits Mr. Harington to remain at Rajahmundry, till he has finished the business of his Circuit.-"

5th May 1835.

(Signed) T. K. Davidson,
A.D. a.g.t. to the Regr.

To The Officiating 2nd Judge on Circuit
in the Western Division.

Sir,

I am directed by the Judges of the Foujdaree Udalut, with reference to your letter of the 25th Ultimo, reporting the limited numbers of cases awaiting trial at Honore and Sirsy to convey to you their authority to hold a Sessions of general Jail delivery for the whole Zillah of Canara at Mangalore for the present half year.-

5th May, 1835.

(Signed) S. F. Thomas,
Register.

To The Provincial Court of Circuit
in the Southern Division

Gentlemen,

With reference to your letter of the 25th March last submitting copy of a communication from the Magistrate of Trichinopoly, requesting that the sanction of Government may be obtained for the amount of pay disbursed to 18 peons on the Jail

Jail establishment from November 1832 to the 30th June 1834, the Civil Auditor having objected to pass the charge without such sanction, I am directed by the Judges of the Court of Foujdaree Udalut to inform you that under date the 21st April 1835, Government were pleased to issue the following order upon the subject.-

"The Right Honorable the Governor in Council "is pleased to sanction the sum of Rupees (610-5-4) one thousand "six hundred and ten, anas five pice four.- being the amount of pay "disbursed by the Magistrate of Trichinopoly to 18 peons on the Jail "Establishment from November 1832 to the 30th June 1834.-

You will be pleased to communicate the same to the Magistrate of Trichinopoly for his information.-

6th May 1835.

(Signed) T. K. Davidson,
A.D. a.g.t. to the Regr.

To The Magistrate of Malabar.

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to inform you that on their recommendation, Government were pleased under date the 21st Ultimo, to sanction the charges incurred in Fusly 1243 in the daily supply of Rice viz. to the Convicts at Cochin, amounting, according to the account particulars submitted with your letter of the 31st March last to Rupees (403-3-9-) Four hundred and three - anas three and pice nine.-

6th May, 1835.

(Signed) T. K. Davidson,
A.D. a.g.t. to the Regr.

To

The Criminal Judge of

Cuddapah

Sir,

In reply to your letter of the 27th Ultimo, I am directed by the Judges of the Court of Foydary Udalut to state that as under their Circular order № 40 of 1835 the monthly Criminal Reports are in future to be sent direct to them and not through the Provincial Courts, a duplicate copy of those Reports is no longer necessary.-

6th May 1835. (Signed) J. H. Davidson.

Asst to the Regr.

To

The Acting Criminal Judge

at Rajahmundry.

Sir,

1 Under instructions from Government dated 28th Ultimo copy of which is annexed with the correspondence to which it refers I am directed by the Judges of the Foydaree Udalut to desire, that you will take immediate measures, for providing the necessarily daily supplies for the convicts forwarded by you to Samulcottah, in the same manner as when in Jail.- and that you continue to make this provision for them, till the receipt of further orders.-

2 The Judges consider your conduct censurable, in not making arrangements for this purpose before you despatched them

them to Samulcottah.- It will be also necessary, that you take due care that their irons, and working instruments are in good order and sufficient in number and if requisite a black-smith should be entertained on the spot for their repair.

3 The Judges deem it expedient as a temporary measure to direct that the Deputy Jailor may be sent to take charge of the convicts at Samulcottah till final instructions are issued for your guidance. You will also inform Major Sargent that you are authorized to pay all charges incurred by him for the maintenance of the convicts.-

6th May 1835 (Signed) J. H. Thomas

Registr

To

The Provincial Court of Circuit

in the

Western Division.

Gentlemen,

I am directed by the Judges of the Court of Foujdary Udalut to acknowledge the receipt of your letter of the 21st Ultimo, requesting authority to direct the Criminal Judge of Malabar to transfer (25) twenty five convicts from his Jail to that of the Auxiliary Court at Tellicherry, with the view of their being employed in repairing the roads at that station:- and to inform you that under the circumstances which you have brought to their notice, they grant the

authority

authority required -

I am further directed to state, with reference to para 2 of your communication under reply, that the "ordering in future without reference to them, similar partial transfers of convicts" is a measure the adoption of which, the Court of Foydaree Adalut do not deem it expedient to sanction. -

6th May 1835

(Signed) J. H. Davidson,
Asst to the Regr.

To The Provincial Court of Circuit in the Centre Division -

Gentlemen,

With reference to your letter of the 30th Ultimo, submitting copy of an application from the Criminal Judge of Chingleput for permission to disburse the sum of Rupees 48. 4-8. in "erecting two cistern" and "making Pucottahs for Seating Paddy" in the Jail at that station - I am directed by the Judges of the Court of Foydaree Adalut to desire that you will call upon the Criminal Judge to explain the particular advantages which he expects to result from that measure, and generally the circumstances which render its adoption either necessary or desirable. -

6th May 1835

(Signed) J. H. Davidson,
Asst to the Regr.

To The Criminal Judge of Cuddapah.

Sirs,

With reference to your letter addressed under date

date the 24th Ultimo to the 2nd Judge on Circuit in the Centre Division, and which has been forwarded to this office together with the deposition of the 3d Prisoner Coommara Ankadoo admitted as a witness in Asst's Cuddapah Calendar 1st Sessions 1835 the Judges direct me to inform you, that they have no further instructions to give; and that the case must be left for the consideration of the Judge presiding at the next sessions. -

8th May 1835.

(Signed) J. F. Thomas,
Register

(No 75)

To The Secretary to Government
in the
Judicial Department

Sir,

I am directed by the Judges of the Court of Foujdary Udalut to transmit to you to be laid before Government the accompanying original Statement received from the Magistrate of Coimbatore, of charges not estimated but actually incurred under twenty Rupees, in that District, during the first quarter ending the 31st March 1835 - and amounting to Rupees (52-2-7) fifty two, anas two and puce seven, for which the Judges recommend that sanction be granted. -

8th May 1835 (Signed) J. F. Thomas
Register

(No 76)

To The Secretary to Government in the
Judicial Department -

Sir,

With reference to the Extract from the Minutes of Consultation under date the 14th Ultimo referring to the Foujdary Udalut a letter addressed by the Collector of Chingleput to the Chief Secretary to Government, suggesting that the request of the Commandant of Artillery to be furnished with sixty convicts from the Jail at Chingleput for the purpose of clearing away the Prickly Pear &c. from the Cantonment of the Mount and its vicinity, be complied with, I am directed by the Judges to forward to you to be laid before Government the annexed copy of a communication dated the 29th Ultimo, from the Criminal Judge of Chingleput reporting that "at present no convicts can be spared without detriment to the public Works now being carried on," but that in six weeks or two months he will probably be able to send the required number. -

8th May 1835 (Signed) J. F. Thomas
Register

To The First Judge late on Circuit
in the
Northern Division -

Sir,

1 I am directed by the Judges of the Court of Foujdary Udalut to communicate to you their consurrence in the suggestion contained in your letter of the 30th Ultimo, and the requisite authority to send up as they have been received from the Criminal Courts the rough translations of the proceedings held before those Courts and the Heads of Police in the remaining referrible cases of the Nellore Calendar for the 2nd Sessions of 1834. -

2 In sending up the Police proceedings you will carefully attend to their Circular Order 19th January 1825 -

8th May 1835 (Signed) T. K. Davidson,
Actg Asst to the Regr

To

To
The Provincial Court of Circuit in the
Centre Division.

Gentlemen,

With reference to your letter of the 8th April 1835, transmitting copy of an application from the Acting Criminal Judge of Chittoor for permission to disburse the sum of Rupees (35-14) Thirty five and anas fourteen in deepening an old well attached to the Jail Hospital at that station,- I am directed by the Judges of the Court of Foydary Adalut to inform you that on their recommendation, Government were pleased under date the 21st Ultimo to sanction the charge in question.-

2 You will be pleased to communicate the result of his application to the Acting Criminal Judge.-

9th May, 1835 (Signed) J. H. Davidson
Asst. to the Regr

To
The Joint Criminal Judge of
Guntoor.

Sir,

With reference to your letters dated respectively the 12th March and 1st April 1835, requesting authority to purchase Thirty puckaces, forty Mamorties and four hundred Baskets for the use of the prisoners to be employed under the Superintending Engineer in the Northern Division in constructing the proposed new Jail at Guntoor.-

19 Dec 1835 Rd

Guntoor, I am directed by the Judges of the Court of Foydary Adalut to inform you that on their recommendation, Government were pleased under date the 21st Ultimo to sanction the charge in question amounting to Rupees (77-12-11) seventy seven and anas twelve.-

9th May 1835 (Signed) J. H. Davidson
Asst. to the Regr

To
The Provincial Court of Circuit
in the
Centre Division

Gentlemen,

I am directed by the Judges of the Court of Foydary Adalut to acknowledge the receipt of your letter of the 30th Ultimo, forwarding copies of letters from the Criminal Judge of Cuddapah and of their enclosures, together with an extract from the Proceedings of the Provincial Court of Circuit in the Centre Division, having reference to the order of the 2nd Judge now on Circuit, on the subject of the employment of Convicts in repairing the bungalows of the Circuit Judges.-

2 With reference to para 4 of the Extract from your proceedings,- in which it is stated that "as it will be particularly desirable under these circumstances that when the property is transferred to Government, the buildings should be in a thorough state of repair, the Provincial Court of Circuit are clearly of opinion that the Convicts may not only be very properly employed in the

the repairs of the Bungalows at present occupied by the Judge while on Circuit" Vide Ditto - I am directed to observe that in the mean time and previous to the transfer, those buildings are under the private management of the Judges: and that it clearly appears from para 6 of the letter of the Provincial Court under date the 4th February 1825 that the exclusive objects of the Grant of 25 Pagodas per mensem were 1st. "the payment of the requisite servants stationed at these bungalows - 2nd the execution of requisite repairs in them and 3d the gradual purchase of the bungalow at Bellary" Vide Ditto - Under these circumstances the Judges of the Faydaree Adalut cannot approve of your order of the 18 Ultimo, which they accordingly direct to be forthwith cancelled -

9th May 1835 - (Signed) T. H. Davidson,
Asst to the Regr

To
The Provincial Court of Circuit
in the
Southern Division

Gentlemen,

I am directed by the Judges of the Court of Faydary Adalut to return to you the original Statements (which accompanied your letter of the 29th Ultimo) of actual charges incurred in Fusly 1243 on account of the Convicts transferred from the

the Zillah Jail of Combaconum to the Magistrate of Tanjore, and to desire that you will instruct that Officer to submit without delay the usual and necessary explanations regarding the increase of expense which those statements exhibit -

2. Without this information the Judges of the Faydaree Adalut are precluded from recommending the charges in question to Government for sanction -

9th May 1835 - (Signed) T. H. Davidson,
Asst to the Regr

(No. 77)

To
The Secretary to Government in the
Judicial Department.

Sir,

1 I am directed by the Judges of the Faydary Adalut to transmit to you, to be laid before the Right Honorable the Governor in Council, the accompanying copy of a communication under date the 23d Ultimo, from the Provincial Court of Circuit in the Northern Division, submitting two letters from the Acting Criminal Judge at Rajahmundry, on the subject of the convicts recently transferred to Samulcottah -

2 The Judges direct me to observe, that in obedience to the orders of Government of the 28th Ultimo they have furnished Mr. Neave with instructions, to provide for the present

the

the necessary supplies, for the convicts forwarded to Samulcottah; and to depute one of the Officers of his Sail establishment, to take the temporary charge of them.-

3 In other cases where Convicts have been sent from the Zillah station, as in the instance of the Convicts at Arcot, Arnee, Vellore and Ootacamund, and those made over to the Magistrates; the officer receiving charge, has, the Judges believe, made the necessary provision for their subsistence; and they consider that to be the more desirable course. They would suggest therefore that the officer Commanding Samulcottah may receive authority for this purpose- and as it will not be practicable for the Acting Criminal Judge, to spare one of his fixed establishment for any length of time, they beg leave also to recommend, that authority may be at the same time given, for entertaining a Semadar at 10 Rupees per month, so long as these Prisoners are employed at a distance from the Sail.-

4 The Judges deem the Acting Criminal Judge's conduct, in forwarding the convicts, before he had ascertained that the necessary accommodation had been prepared for them, deserving of censure, as he was specially instructed in the orders of the Foujdary Adalut of the 3d March last, to send only those, "for whom accommodation had been prepared."

22 October

Under

5 Under the circumstances represented by Major Sargent the Judges beg leave further to recommend, that the sanction of Government be granted for the proposed outlay of 80 Rupees for Cutting the prisoners; and for the payment of a rent of 5 Rupees per month for the building they now occupied, till the one to be constructed is finished.-

11th May 1835. (Signed) J. F. Thomas,
Register.

To
The Provincial Court of Circuit in the
Western Division

Gentlemen,

With reference to your letter of the 13th Ultimo, submitting copy of a communication from the Acting Criminal Judge of Canara with translations of its accompaniments having reference to a case pending before the Criminal Court, in which a prisoner is charged with having absconded and appropriated to his own use the sum of Rupees 27-3-89 being part of the amount received by him from his Master the prosecutor for the purpose of paying the duty on a certain quantity of rice at the Sea Customhouse,- I am directed by the Judges of the Court of Foujdary Adalut to forward to you the annexed answer of their Mahommedan Law Officers to the question put to them on the subject, and to desire that the same may be communicated to the Acting Criminal Judge for his information and guidance.-

(Signed) J. H. Dawdson,
11th May, 1835.- 4th Asst to the Regr.

The act which the prisoner has committed is a fraud and according to the Mahommedan Law he, is liable to "Tazeer by imprisonment and stripes, in proportion to his offence.

April 27th 1835

(Signed) T. H. Davidson,
Asst. to the Regr.

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

Sir,

With reference to your letter of the 28th Ultimo, recommending a mitigation of the punishment to which the female prisoner Maria, convicted in case No. 4 on the Mangalore Calendar for the first Sessions of 1835. of Perjury has rendered herself liable, I am directed by the Judges of the Court of Foujdary Udalut to observe in the first place that the present mode of application irregular, inasmuch as their Circular Order No. 6 dated the 18th July 1834 ruled that "in all cases when a Judge of Circuit is of opinion that a mitigation "of the penalty prescribed by Law is required, he shall submit "the report and statement directed in Clause Second, Section III, "Regulation of 1825 in the Column of remarks in the Calendars, "and that no distinct letter or separate report is to be hereafter "furnished:" and in the next place that they deem themselves precluded from passing any order on the subject, until a perusal of the Calendar, shall have put them in possession of all the circumstances of

the Case.

11th May 1835.

(Signed) T. H. Davidson,
Asst. to the Regr.

(No. 78)

To The Secretary to Government in the
Judicial Department.

Sir,

I am directed by the Judges of the Court of Foujdary 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 30th from the Provincial Court Centre Division and of its enclosure from the Acting Joint Criminal Judge of Cuddalore of the 22nd Ultimo requesting sanction for certain charges objected to by the Civil Auditor on account of an additional Translator and eight additional Peons entertained on the Establishment of the Joint Criminal Court at Cuddalore.

2 The Judges, under the circumstances represented by the Acting Joint Criminal Judge beg leave to recommend that sanction may be granted for the charges in question amounting to Rupees 542.

12th May 1835.

(Signed) J. F. Thomas
Register

(No. 79)

To The Secretary to Government in the
Judicial Department.

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to transmit, for the purpose of being laid before the Right Honorable the Governor in Council

supported

supported with their recommendation, the accompanying copy of a letter dated the 30th Ultimo from the 1st Judge of the Provincial Court of Circuit in the Western Division, reporting that, at the close of the month of March 40 cases including 63 prisoners had been committed in the Criminal Court of Malabar for trial, and requesting sanction for opening the Sessions at Calicut immediately after Mr. Nicholls' return to the Zillah station expected in all this month.

12th May 1835. (Signed) J. F. Thomas
Register

To The Criminal Judge of
Cuddapah.

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adalut to acquaint you that it is intended hereafter to transmit to you the Extracts of their proceedings upon the Criminal Reports of the Native Criminal Judge at Cumbum for the purpose of being translated in your office and forwarded to him without delay. The returns connected therewith as well as the several monthly Criminal Reports, as they become due, will also be submitted by the Native Judge to this Court through your office in which translations of them are to be made and sent up at the same time with the originals.

2 You will furnish the Native Criminal Judge with a translation of this letter for his information and

and guidance.

13th May 1835. (Signed) G. L. Prendergast
Sent. Deputy Regr.

(No. 80)

To The Secretary to Govt. in the
Judicial Department.

Sir,

With reference to the orders of Government of the 7th Ultimo desiring that certain rice remaining in store at Arcot should be appropriated to the subsistence of the convicts employed there. I am directed by the Judges of the Foujdaree Adalut to transmit to you, to be laid before the Right Honorable the Governor in Council the accompanying copy of a correspondence which has passed on the subject, between the Commanding Officer at Arcot and the Acting Criminal Judge of Chittoor, forwarded by the Provincial Court under date the 7th Instant.

13th May, 1835. (Signed) J. F. Thomas,
Register.

(No. 81)

To The Secretary to Government in the
Judicial Department.

Sir,

I am directed by the Judges of the Foujdaree Adalut to state, with reference to the Extract from the Minutes of Consultation of the 8th Instant, para 2, that allowing 2 Copies of the Statement of crimes and punishments to

to each of the Zillah and Auxiliary Courts, and 3 to each Provincial Court. Fifty copies will be required for the use of the Courts.-

14th May 1835- (Signed) J. F. Thomas,
Register.

(No 82)

To The Secretary to Government in the
Judicial Department-

Sir,

I am directed by the Judges of the Foydaree Udalut, to acknowledge the receipt of your letter of the 3d Ultimo, conveying the observations of the Right Honorable the Governor in Council, on the letter from this Office dated the 8th July last, in which the Court of Foydaree Udalut reported on the proceedings of Mr Garrow 1st Judge of the Provincial Court of Circuit in the Southern Division.-

2 The present Judges have recorded their sentiments upon Mr Garrow's conduct, and proceedings, required from them in the 5th and 8th Paras of the letter from Government in separate minutes, copies of which I am directed to submit for the consideration of the Right Honorable the Governor in Council.-

3 The minute of the 2nd Judge contains the explanation called for in the 4th para of the letter from Government

under reply.-

14th May 1835- (Signed) J. F. Thomas,
Register.

To The Provincial Court of Circuit in the
Centre Division-

Gentlemen,

With reference to your letter of the 18th Ultimo, submitting copy of an application from the Acting Criminal Judge of Chittoor for permission to disburse the sum of Rupees 251-2/ two Hundred and fifty one and anas two in repairing 4 cs the tiles of the prisoners' wards in the Jail at that station, I am directed by the Judges of the Court of Foydaree Udalut to inform you that on their recommendation, Government were pleased under date the 5th instant, to sanction the charge in question.-

2 You will be pleased to make the necessary communication to the Acting Criminal Judge.-

14th May 1835- (Signed) T. H. Davidson,
Asst to the Regr

To The Provincial Court of Circuit in
Centre Division

Gentlemen,

I am directed by the Judges of the Court of Foydaree Udalut to desire, that you will intimate to the Acting Criminal Judge of Chittoor that Government,

on

on their recommendation were pleased under date the 5th instant to sanction the disbursement of Rupees 163-5- one hundred and sixty three and anas five- namely of Rupees (108) one hundred and eight in making eight Carts, and of Rupees (55-5) fifty five and anas five in mending two cracked Churries- as solicited by that Officer in his letter of the 10th which accompanied your communication of the 13th ultimo.-

14th May 1835- (Signed) J. H. Davidson,
Asst. to the Regt.

To The Magistrate of Coimbatore-

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 15th Ultimo, requesting that the sanction of Government may be obtained to place the Convicts received from the Salem Jail, and employed in repairing the public roads in the District of Coimbatore, under charge of the Zillah Assistant Surgeon, and to inform you that in the Extract from the Minutes of Consultation under date the 5th instant, the Right Honorable the Governor in Council was pleased to express his concurrence in this Courts opinion "that sufficient "provision will be made for medical attendance upon these prisoners

"prisoners if the Magistrate is authorized to send all cases which "the Native Doctor may not be competent to take the charge "of to the Zillah Jail-" on which grounds they did not recommend your application for sanction.-

14th May 1835- (Signed) J. H. Davidson
Asst. to the Regt.

To The Acting 3d Judge on Circuit in the Northern Division-

Sir,

In acknowledging the receipt of your letter of the 8th Instant stating that you "have been given to understand" that the 1st prisoner in case No. 1 on the Masulipatam Calendar 4th Quarterly Sessions of 1834 "died in Jail since the trial took place," I am directed by the Judges of the Court of Foujdary Udalut to state that an official Report of the decease of the prisoner in question is expected from you under the Circular Order 8th June 1829 to which your attention and that of the Joint Criminal Judge at Masulipatam is desired if the death has actually taken place; and you will accordingly communicate this observation to that officer unless he has already made to you the prescribed Report-

14th May 1835- (Signed) G. L. Prendergast
Sen. Dept. Regt.

To

To

The Provincial Court of Circuit in the
Centre Division-

Gentlemen,

With reference to the Extract of your proceedings of the 6th Instant which accompanied a "packet from the Native Judge at Cumbum requesting sanction to the obtained for the charge for certain Peons entertained by him under the Government order of the 15th January 1833, I am desired by the Judges of the Court of Foujdaree Wadalut to direct that you will call upon him to state the period the Peons were entertained and the precise amount for which the sanction of Government is required-

14th May, 1835-

(Signed) G. L. Pendergast.
Sen.r Dep.ty Reg.r

To The Acting Criminal Judge of
Chittoor

Sir,

With reference to your letter of the 7th Instant reporting the escape of four Convicts I am directed by the Judges of the Court of Foujdary Wadalut to request that you will forward the descriptive roll of each Convict as required by the Circular Order of the 18th May 1832-

2

It would seem without further explanation from the depositions submitted in your letter that the orders of the Foujdary Wadalut of the 27th September 1834 conveyed to you through

through the Provincial Court of Circuit relative to the employment of prisoners in the Jungles being dangerous and otherwise objectionable, were not duly acted upon in the instance of the escape now reported- It is observed that the deponent Paupadoo states the prisoners effected their escape when about 5 Indian miles distant from the jail whereas your Report states only three-

16th May 1835 (Signed) G. L. Pendergast
Sen.r Dep.ty Reg.r

To The Provincial Court of Circuit in the
Northern Division

Gentlemen,

I am directed by the Judges of the Foujdary Wadalut to transmit to you, for communication to the Joint Criminal Judge of Masulipatam the accompanying copy of an order of Government under date the 8th Instant passed with reference to that Officers letter addressed to this Office of the 21st Ultimo-

16th May 1835- (Signed) J. F. Thomas
Register.

To The Magistrate of Coimbatore-

Sir,

I am directed by the Judges of the Court of Foujdaree Wadalut to inform you that on their recommendation, Government were pleased under date the 12th instant

instant, to sanction the Statement, submitted with your letter of the 28th Ultimo, of charges not estimated but actually incurred under twenty Rupees in the District of Coimbatore during the first quarter ending the 31st March 1835 amounting to Rupees (52-2-7) fifty two, anas two and pice seven.

18th May 1835.

(Signed) T. H. Davidson
Actg Sub to the Regr

To

The First Judge of the Provincial Court of Circuit
in the Northern Division.

Sir,

With reference to your letter of the 9th instant, transmitting an Extract from the proceedings of the Court of 1st Quarter Sessions for the present year, and copies of the two indictments framed consequent upon those instructions, I am directed by the Judges of the Court of Foujdary Adalut to state that on a consideration of the circumstances which you have brought to their notice, they concur with you in opinion that there should be but one Indictment against the prisoner containing one charge only, and that drawn out in the form prescribed in cases of Perjury and they accordingly authorize you to issue the necessary instructions on the subject.-

18th May, 1835.

(Signed) T. H. Davidson,
Actg Sub to the Regr

To

To

The 1st Judge of the Provincial Court of Circuit
in the Centre Division.

Sir,

1 I am directed by the Judges of the Foujdary Adalut to transmit to you, the accompanying copies of certain papers received from the Secretary to Government in the Judicial Department on the 14th Instant, relating to proceedings held by the Acting Criminal Judge of Chittoor, for causing the appearance of the Principal Collector and some of his chief public servants, before the Court of Quarterly Sessions.-

2 The Judges desire that the Acting Criminal Judge may be required to report, whether there are other requisitions, Summonses, or correspondence besides those of which copies are now furnished to you and in that case you will obtain and submit copy of them.-

3d. They observe that the Acting Criminal Judge's warrant is stated to have been issued, "in pursuance of the orders of the Court of Circuit Centre Division" under date "the 5th Instant". They desire that a copy of these orders may be forwarded to them and an explanation submitted by you in respect to this proceeding with the least practicable delay,- and that you will offer any explanation you may see fit in the report and information

to

Foujdaree Diary 18th May 1835

to be submitted by the Acting Criminal Judge -

18th May 1835 (Signed) J. F. Thomas,
Register.

Foujdaree Diary 19th May 1835.

To The Provincial Court of Circuit in the
Southern Division

Gentlemen,

1 With reference to your letter of the 4th received on the 18th instant, transmitting copy of a communication from the Officer Commanding the Neilgherries in which are set forth the objections which exist to storing grain on the Hills for the use of the prisoners, I am directed by the Judges of the Court of Foujdary Udalut to state that they fully concur with you in opinion that the system hitherto adopted of purcha-sing the requisite provisions daily from the Bazar should be continued. -

2 I am directed to add, that the circular order No. 34 was not intended to apply to the Neilgherries. -

19th May 1835 (Signed) T. A. Davidson,
Asst to the Regr.

To The Acting Third Judge on Circuit
in the Northern Division

Sir

In reply to your letter of the 16th instant, reporting your expectation of being able to close the present Sessions at Nellore about the 19th or 20th proximo, and request-ing instructions as to your future movements, I am directed by the Judges of the Court of Foujdaree Udalut to desire that

27 Oct 1835

that unless you should previously receive orders to the contrary, you will repair to the Sudr station at Masulipatam immediately on the termination of the Sessions.-

19th May 1835.

(Signed) T. H. Davidson,
Asst to the Rg.

To

The Provincial Court
in the Northern Division.

Gentlemen,

1. The Judges of the Court of Foujdaree Adalut having received the documents noted in the margin from the officer Commanding Samulcottah thro' the Criminal Court at Rajahmundry, apprehend that you must erroneously have forwarded the forms of the Monthly Criminal Reports and also other forms to the Military Authorities in the Northern Division, instead of simply the forms of the "Statement of Labor" as required by the Circular Order 19th January and 29th August 1831.-

1 Account current of provisions supplied to the Convicts working in the garrision at Samulcottah from 30th March to 30th April 1835.-
2 Blank Ct. Report No. V.
3 Blank Ct. Report No. VII.
4 Do. ---------- No. VIII.
5 ---------- VIII.
6 ---------- IX.
7 Blank Subpt. Report
8 "Statement of Labor" list not headed and in the form under Circular Order 19th January instead of the modified form of the 29th August 1831.-

2 Upon an attentive consideration of the Circular instructions of the 9th February 1835 and the extract from the proceedings of this Court of the 19th November 1834 that accompany them

them, you will find that allusion is made only to the Statements which the judicial officers in charge of Gaols are required to submit, and you will therefore without delay rectify the error into which you have fallen.-

20th May 1835. (Signed) G. L. Prendergast
(No 85) Secy. Dept. Regr.

To

The Secretary to Government in the
Judicial Department.

Sir,

1 I am directed to acknowledge the receipt of the orders of Government of the 15th Instant referring for the consideration of the Judges Captain Butterworth's suggestion in his report dated the 30th Ultimo, for an improved means of guarding the Gaol at Coimbatore.-

2 The Judges see no objection to the plan proposed, if the Right Honorable the Governor in Council deem it expedient to sanction the expense, which the construction and repairs of the platform will entail.-

20th May 1835. (Signed) J. F. Thomas,
Register.

To

The Criminal Judge of
Chingleput.

Sir,

With reference to your letter of the 29th Ultimo, reporting your inability to furnish at present to the Commandant of Artillery any Convicts for the purpose of clearing away

the

the prickly pear Vega from the Cantonment of the Mount, I am directed by the Judges of the Court of Foujdaree Udalut to desire that you will without delay report to them for the information of Government "upon what works the prisoners now in Jail have "been employed for the last month."

22nd May 1835.

(Signed) T. H. Davidson.
Asst to the Regr

To The Criminal Judge of Malabar.

Sir,

I have the honor by order of the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 12th instant, forwarding copy of a warrant from the officiating Second Judge on Circuit in the Western Division, by which the prisoner "M alias Casatil Condda" in Case No. 17 on the Calendar of the Zillah of Malabar for the first Sessions of 1835 is sentenced to banishment.

2 The Judges direct that that sentence be carried into execution in the Zillah of Chingleput.

22nd May 1835.

(Signed) T. H. Davidson,
Asst to the Regr

To The Criminal Judge of Chingleput.

Sir,

I have the honor by order of the Judges of the Foujdaree Udalut to apprize you that instructions have under this

this date been issued to the Criminal Judge of Malabar, directing that the Sentence of banishment passed by the officiating Second Judge of Circuit in the Western Division against "Moolil" alias "Casatil Condda" prisoner in Case No. 17 on the Calicut Calendar for the first Sessions of 1835, be carried into execution in the Zillah of Chingleput.-

22nd May 1835.

(Signed) T. H. Davidson.
Asst to the Regr

(No. 86)

To The Secretary to Government in the Judicial Department.

Sir,

With reference to my letter of the 11th Instant para 5 I am directed by the Judges of the Foujdaree Udalut to submit for the orders of the Right Honorable the Governor in Council, the accompanying copy of a communication from the Provincial Court Northern Division under date the 8th Instant forwarding an application from the Officer Commanding Samulcottah for authority to disburse 99 Rupees, in lieu of 80 previously recommended, in hutting the Prisoners under his charge.-

22nd May 1835.

(No. 88)

(Signed) J. F. Thomas,
Register.

To The Secretary to Government in the Judicial Department.

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 5th Instant

No.

No 296 requesting a reply to the following query, whether, in a case where the Government has declared the Lieutenson, entitled to succeed to, and placed him in possession of the Zemindary of his deceased Father (the Zemindary being under attachment for arrears of Revenue) persons, setting up a claim to the succession in behalf of a younger Brother, a minor, "and in direct opposition "to the injunction of the Magistrate and in defiance of his authority "proclaiming him the rightful Zemindar, and investing him "with the insignia of that station, and practising machinations "calculated to raise an insurrection of the people in his favor "by which the peace of the Country is likely to be seriously "disturbed are, by so acting in contempt of lawful authority, "guilty of an offence against the state cognizable in the Crimi- "nal Court; and how should they be prosecuted to bring them to "punishment."

2 There being no provision of the Regulations render- ing penal acts of the nature described in the above query, the Judges called upon the Mohummedan Law Officers of the Court to declare whether, or not persons so acting, under the circumstances stated, would by the provisions of the Law be liable to punishment.

3 In their answer the Law Officers have made the affirmative of this proposition to rest upon the fact, "that the appointment and removal of Zumeendars paying revenue to Government rests

Foujdaree Diary 25th May 1835

rests with the Hakim:" but it appears to the Judges, with reference to the preamble to Regulation XXX of 1802, that this principle cannot consistently be acted upon by this Government.

The Judges are of opinion, that a recourse to the provisions of Clause first Section V Regulation VI of 1827 would suffice to obviate inconvenience from proceedings of the nature referred to in your letter.-

25th May 1835 (Signed) J. F. Thomas,
Register.

Question to the Cazee ool Coozat and Mooftees of the Foujdaree Adalut.-

Upon the death of a Zemindar the Government declare his eldest son entitled to exercise all the rights and privileges of the Zemindary subject to any legal prosecution which may be brought forward in the Court of the District. In opposition to this act certain persons proclaim another as Zemindar and invest him with the insignia of that station, are such persons so acting in contempt of lawful authority liable to punishment under the Mahomedan Law.-

Answer

The appointment and removal of Zemindars paying revenue to Government, rests with the Hakim. No one else can interfere in the matter. and whoever does interfere therein, in opposition

to

to the mill of the Government is liable to Tazeer.-

(Signed) T. H. Davidson

Dpy Asst to the Regr

(No 89)

To The Secretary to Government in the

Judicial Department.

Sir,

1. With reference to the Extract from the Minutes of Consultation under date the 8th August 1834 sanctioning the erection of a building for the manufacture of paper, outside the Sail at Combaconum at an estimated expence of Rupees 82-4-0-0 eighty two and annas four, I am directed by the Judges of the Court of Foujdary Udalut to forward to you to be laid before Government the annexed copy of a letter dated the 15th instant: from the Acting Criminal Judge of Combaconum, together with the two original Documents which accompanied it- namely - "a further estimate required for the building of a "paper manufacture at Combaconum" and a letter addressed by the "Second Judge late on Circuit" in the Southern Division to the then Criminal Judge of that Zillah.-

2 By whom the brick and chunam building now in progress was commenced, does not clearly appear.- The present Acting Criminal Judge observes that to the former plan

plan "the late Zillah Judge George Bird Esquire took objection "and resolved to build it of brick and chunam with tiled Roof-" It is evident however from Mr. G. Bird's pencil notes on the original letter herewith transmitted that that Gentleman intended to obtain the sanction of Government for the proposed alteration before commencing the work.-

3 For the reasons urged by the present Acting Criminal Judge in support of his application, the Judges of the Foujdaree Udalut beg to recommend that the additional estimate amounting to Rupees (100-0-0) one hundred receive the sanction of Government.-

4. I am in conclusion directed to request that the original letter from the "Second Judge late on Circuit" may be returned to this office.-

25th May 1835. (Signed) J. F. Thomas

Register

To The Provincial Court of Circuit in the

Centre Division.-

Gentlemen,

With reference to your letter of the 30th Ultimo, submitting copy of a communication and of its enclosures from the Acting Joint Criminal Judge of Chingleput, soliciting sanction for two charges incurred in Fusly 1243 and objected to by the Civil Auditor- on account of an Additional Translator and

eight

29 Oct 1835 QR

eight additional Peons,- I am directed by the Judges of the Court of Foujdaree Adalut to inform you that on their recommendation Government were pleased under date the 19th instant to sanction the charges in question amounting in the aggregate to Rupees (542-...-) five hundred and forty two.-

25th May 1835.

(Signed) T. H. Davidson.
Asst. to the Regr.

To The Provincial Court of Circuit in the Centre Division.

Gentlemen,

With reference to your letter of the 7th instant, submitting copy of a correspondence between the acting Criminal Judge of Chittoor and the Officer Commanding Arcot, regarding the rice lately issued to the Convicts at the latter station, I am directed by the Judges of the Court of Foujdary Adalut to inform you that under date the 19th instant Government were pleased to issue the following order upon the subject.-

2 Under the circumstances represented" in the "above papers, the Right Honorable the Governor in Council "approves of the discontinuance of the issue of the rice re- "maining in store at Arcot to the prisoners employed at that "station and directs that they be in future supplied with rice

"rice as formerly"

2 You will be pleased to make the necessary communication on the subject to the Criminal Judge of Chittoor.-

25th May 1835. (Signed) T. H. Davidson.
Asst. to the Regr.

To The late acting Third Judge late on Circuit in the Centre Division.

Sir,

With reference to your letter of the 18th Ultimo, soliciting the sanction of Government for drawing the usual Deputation allowance, until the completion of the business connected with the late Sessions, I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you for your information the annexed copy of an Extract from the Minutes of Consultation under date the 19th and of the communication which accompanied it from the Civil Auditor under date the 16th instant.-

26th May 1835. (Signed) T. H. Davidson
Asst. to the Regr.

To The 1st Judge of the Provincial Court of Circuit Western Division.

Sir

With reference to your letter of the 30th Ultimo I am directed to inform you that the Right Honorable the Governor in Council has sanctioned under date the 22nd Instant the arrangement you there proposed, for opening the

the 2nd Sessions at Calicut in the course of the ensuing month.

28th May 1835.

(Signed) J. F. Thomas,
Register.

Register
No 605

Rect from the Sec to Govt.
Reading 24 July 1837 MM

Reporting that the Ext Trs are finished and the Judges ready to complete and requesting to know in what form they shall appear.

Foujdaree Diary 28th May 1835.

(No 92)

To
The Secretary to Government in the
Judicial Department.

Sir,

1 I am directed by the Judges of the Foujdaree Adalut to submit for the orders of Government the accompanying application from the Joint Criminal Judge of Rajahmundry forwarded thro' the Provincial Court of Circuit Northern Division under date the 4th Instant for permission to retain for a time, and of the Extra Translators originally authorized by the orders of Government of the 8th October 1833.-

2 The Provincial Court of Circuit recommend a compliance with the application, upon the ground that some very heavy cases have lately been committed for trial before the Court of Quarterly Sessions." As it is of importance, that no time should be lost in the disposal of these cases, the Judges have acceded to the Joint Criminal Judge's request to submit his application to Government - But they beg leave to recommend, with reference to the order of Government of the 10th Ultimo, that an Extra Translator be sanctioned only for the preparation of the records referred to, and that he be discharged the moment that duty is performed.-

28th May 1835

(Signed) J. F. Thomas,
Regr

(No. 93.)

To The Secretary to Government in the
Judicial Department.

Sir,

With reference to para 3 of the proceedings of the Foujdaree Adalut under date the 7th Ultimo submitted to Government; I am directed by the Judges of the Foujdaree Adalut to transmit to you to be laid before the Right Honorable the Governor in Council, the accompanying copy of a communication from the Provincial Court Southern Division dated the 11th Instant, forwarding the report of the Magistrate of Madura, on the expediency of continuing the police powers on the heads of the Zemindar of Ramnad.

28th May 1835 (Signed) J. F. Thomas
Register

To The Secretary to Government in the
Judicial Department.

Sir,

Requesting permission to proceed to Madras for 1 Month on private affairs when the business of his Circuit shall be completed.

To The Acting Criminal Judge of
Rajahmundry

Sir,

With reference to your letter of the 18th instant, submitting an Extra Indent of Stationary and Sundries required

required for the use of the Court of Circuit for the Second Sessions of 1835, I am directed by the Judges of the Court of Foujdaree Adalut to observe that their Circular Order No. 11 (S U) directed "the Zillah Judges to indent for this Extra quantity "in their future annual indents:" and as the Stationary &c. required for the use of the Provincial Court for the Current year has already been indented for and supplied, the present application is out of season.

28th May 1835. (Signed) T. H. Davidson,
Actg. Asst. to the Regr.

To The First Judge of the Provincial Court of Circuit
in the Western Division

Sir,

With reference to para 7 of your letter of the 30th Ultimo submitting your Report on the First Quarterly Sessions of Jail Delivery at Tellicherry for 1835, and to para 2 of the Extract from the Proceedings of the Foujdaree Adalut of the 18th instant, I am directed by the Judges of that Court to transmit to you for your information the annexed copy of an order of Government under date the 22nd instant.

28th May, 1835. (Signed) T. H. Davidson,
Actg. Asst. to the Regr.

To The Provincial Court of Circuit
Southern Division.

Gentlemen,

I am directed by the Judges of the Foujdaree Adalut

Usalut to acknowledge the receipt of your letter of the 15th Instant, submitting copies of certain communications from the Acting Criminal Judge of Combaconum, representing the inconveniences and hardships to which the privates of His Majestys 54th Regiment at Trichinopoly are exposed, by being compelled to appear at Combaconum in Criminal cases in which they are concerned -

The Acting Criminal Judge proposes in the 6th para of his letter of the 16th April last, with reference to a case recently committed by him, that the trial should be held at Trichinopoly before the Circuit Court, instead of at Combaconum - You will instruct the Acting Criminal Judge, that under the existing Regulations this is impracticable; and the prosecutor and his witnesses must appear before the Court of Circuit at its sessions at Combaconum - The Judges have however brought the general subject under the consideration of Government, who will provide a remedy for the evil, should they deem it one of sufficient importance to call for their interference -

29th May 1835. (Signed) J. F. Thomas.
Register.

30 Oct 1835 Read

(No 94)

To The Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the Foujdary Usalut to transmit to you, to be laid before the Right Honorable the Governor in Council, the accompanying copy of a letter from the Provincial Court of Circuit Southern Division of the 15th Instant, with a copy of certain communications from the Acting Criminal Judge of Combaconum, representing the inconveniences and hardships to which the privates of H. M. 54th Regt at Trichinopoly are exposed, by being compelled to appear in Criminal cases before the Criminal Court, and Court of Circuit at Combaconum -

The Judges have instructed Mr Lewin

2

that the trial of the cases committed by him, in which the soldiers of His Majesty's 54th Regiment are concerned must under the existing regulations, be held before the Court of Circuit at Combaconum - They have however brought the subject to the notice of Government, as it may perhaps be deemed one of sufficient importance, to be taken into consideration, with the proposed modifications of the Judicial system -

(Signed) J. F. Thomas
Register

29th May 1835

(No. 95)

To The Secretary to Government in the
Judicial Department

Sir,

1 Referring to para 20 of the proceedings of the Foujdarry Udalut of the 27th Instant on the Report of the late Acting 3d Judge Provincial Court Centre Division recently submitted to Government, the Judges direct me to forward to you, to be laid before the Right Honorable the Governor in Council, the accompanying copy of a letter dated the 14th Instant from the Acting Criminal Judge of Rajahmundry with the correspondence to which it refers.

2 From this communication it would appear that the officer in charge of the convicts transferred to Samulcottah has inflicted corporal punishment on a convict without the authority specified in Section II Regulation I of 1833 and the Judges would beg leave to suggest therefore that the whole or such part of the powers of punishment created by Regulation X of 1832 as may seem fit to the Right Honorable the Governor in Council may be conferred upon Military Officers in charge of Convicts, as this instance would seem to confirm Mr. Baleau's statement.

29th May 1835

(Signed) J. F. Thomas
Register

To

(No. 96)

To The Secretary to Government
in the Judicial Department

Sir,

1 With reference to the order of Government of the 15th Instant No. 337 I am directed by the Judges of the Foujdaree Udalut to lay before the Right Honorable the Governor in Council the accompanying report from the Criminal Judge of Chingleput under date the 23d Instant, of the works upon which the Prisoners in his Jail have been employed during the last month.

2 The Judges conclude that the 30 Prisoners reported to be employed "in building the Bungalow for the accommodation of the Judges on Circuit" have been so employed by order of the Superior Court. They have on a late occasion prohibited the employment of prisoners in a similar manner at Cuddapah, and the same instructions have now been issued to the Criminal Judge of Chingleput.

29th May, 1835. (Signed) J. F. Thomas,
Register

To The Criminal Judge of
Chingleput

Sir

The Judges of the Foujdaree Udalut observe

in

in your report of the 23d Instant, of the work performed by the Prisoners in your Jail in the last month, that 30 were engaged "in building the Bungalaw for the accommodation of the Judges "on Circuit". They desire that the prisoners may be immediately withdrawn from this work, as the Judges have declared their employment in this manner contrary to the Circular Orders of the 1st August and 8th April 1827.-

29th May 1835 (Signed) J. F. Thomas
Register

To W. Harington Esqre
Additional Judge on Circuit
in the Northern Division

Sir,

I am directed to forward to you, with reference to your application for leave of absence under date the 21st Instant, the accompanying copy of the order of Government thereon.-

30th May 1835 (Signed) J. F. Thomas
Register

To The Criminal Judge at
Vellore

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter of the 23d Instant forwarding the required Statements which ought to have accompanied the Criminal Report of April last, and to request that you will cause a stop

stop to be put to the practice of employing Extra Peons in serving summonses on the Witnesses &ca required before the Court of Circuit," as no authority exists for summonses being sent by Jail Peons.-

30th May 1835 (Signed) G. L. Prendergast
Cent. Deputy Regr.

To The Criminal Judge of
Salem

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt on the 27th Instant of the "Statement of labor" and of the Memorandum of manufactures which ought to have accompanied the Criminal Reports for the month of April last and to request, with reference to the small number of prisoners at present in the Jail under your charge, that you will state to what extent the fixed Jail guard of 40 Peons can in your opinion be now reduced.-

30th May 1835. (Signed) G. L. Prendergast
Cent. Deputy Regr.

Foujdaree Diary 2d June 1835.

No. To the Judge in the Zillah of Chingleput.

The Summonses returned with endorsments on them by the Nazer of this Court.

2d June 1835. /Sent usual letter/

No. To the Acting Criminal Judge of Chittoor.

Sir,

In reply to your letter of the 28th Ultimo, transmitting Copy of a warrant received from the third Judge of the Provincial Court of Circuit in the Centre Division in Nos. 1, 2, 3, 4, 5, 6, 7, 8, and 11 of the Chittoor sixth Supplamental Calendar for the first Quarter Sessions of 1835, I am directed by the Judges of the Court of Foujdaree Udalut to state that it is not their intention to disturb the order already passed for the removal of the prisoner Raunapah to Bellary in which Zillah the Sentance of banishment will accordingly be carried into execution.

I have the honor to be &c. &c.

2d June 1835. /Signed/ J. H. Davidson.

Head Asst. to the Regr.

No. To the Magistrate of Salem.

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of the "Statement of labor" of the prisoners under your Charge, and the "Statement of Extra Rans" for the Month of April and to request that you will explain why

why 39 Extra Prons were kept throughout the Month the whole number of prisoners appear to have been 129.

2d June 1835.

I have the honor to be &c &c

(Signed) G L. Prendergast.

Senr Deputy Registr.

No. To the Acting Criminal Judge of Combaconum.

Sir,

With reference to your letter of the 15th Ultimo, requesting authority to expend the further sum of 100 Rupees in completing a building of brick and chunam for the manufacture of paper outside the Jail at Combaconum, I am directed by the Judges of the Court of Foujdaree Udalut under instructions from Government to desire that you will report by whom the building "of brick and chunam" now in progress, was first actually commenced.

2d June 1835.

I have the honor to be &c &c

(Signed) J. H. Davidson.

Asst to the Registr.

No. To the Joint Criminal Judge of Guntoor.

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to desire that you will immediately report to them for the information of Government, whether any, and how many, of the prisoners under your charge, can, without detriment to the public works at present being carried on in Guntoor (the construction of the new Jail &c) be spared to proceed to Bezwarah, for the purpose of completing that part of the Hydrabad road approaching Masulipatam.

I have the honor to be &c &c

4th June 1835.

(Signed) J. H. Davidson.

Asst to the Registr.

No. To the Acting Joint Criminal Judge of Masulipatam.

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to desire that you will immediately report to them for the information of Government, whether, after making provision for the due execution within the specified period, of the works alluded to in the extract from the Minutes of Consultation under date the 13th February last, which accompanied the letter from the Registr of this Court of the 21st of the same Month, any, and how many, of the prisoners under your charge, can be spared to proceed to Bezwarah, for the purpose of completing that part of the Hydrabad Road approaching Masulipatam

Foujdaree Diary 4th June 1835.

Masulipatam.

4th June 1835.

I have the honor to be &c.
/Signed/ J. H. Davidson.
Asst. to the Registr.

No. To the Acting Criminal Judge at Rajahmundry.

Sir,

1. I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your two letters of the 15th Ultimo transmitting amended Reports of cases No. 17 in Criminal Report No. V for March and No. 23 in the Criminal Report No. V for the Month of April.

2. It is concluded that these amended Reports have been forwarded with reference to para 6 of the proceedings of the Foujdaree Udalut of the 8th Ultimo but they were not called for by it and as it appears that you have misapprehended the instructions conveyed to you in that para, I am desired to explain that in referring you to the Circular Order of 13th July 1829 it was not the intention of the Judges that you should at once put the sentences for the escape in force. On the contrary in cases of this nature, though the examination should be held, the sentence should not be recorded until the result of the trial of the prisoner before the Court of Circuit is declared. It was in advertence to your observation that the sentence for the escape might merge in that of the Court of Circuit that your attention was directed to the Circular Order above cited.

3. You will be pleased to act upon the instructions now communicated with respect to the prisoners in the cases in question.

4th June 1835.

/Signed/ G. L. Prendergast
Senior Deputy Registr.

Foujdaree Diary 6th June 1835.

/No. 99/

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

Sir,

1. I am directed by the Judges of the Court of Foujdaree Udalut to forward to you to be laid before Government the annexed Copies of two Letters dated respectively the 27th April and 20th May 1835 received through the Provincial Court of Circuit in the Centre Division from the Criminal Judge of Chingleput: the one requesting authority to disburse the sum of Rupees /43-4-5/ Forty three, annas four and pice five in erecting two cisterns and making Pucca thals for drying Paddy in the Sail at that station: and the other explaining the particular use to which they are to be put.

2. Under the circumstances stated by the Criminal Judge the Judges beg to recommend that his application receive the sanction of Government.

6th June 1835.

/Signed/ J. J. Thomas.
Regr.

Soujdarry Diary 13th June 1835.

Circular
No.

To the 4 Provincial Courts of Circuit.

Gentlemen,

1. With reference to the Circular Order

X

	Mag: Crim.l Cs.	Prov.l Cs.
Nos. 182	3	4
West Division	6	4 — 2.
Northern Do.	6	4 — 2.
Southern Do.	10	4 — 2.
Centre Do.	10	4 — 2.

No. 14 Sudr Adalut dated the 10th Instant I am directed to transmit to you, for your use, and that of the subordinate Officers of the Division, the accompanying printed forms.— X

2. The Judges desire that due notice may be given to them when the stocks of forms in hand in your Division; may be nearly exhausted.—

Signed S. F. Thomas
Registr.—

13th June 1835

[No. 704]

No.

To the Secretary to Government in the Judicial Department.—

Sir,

1. I am directed by the Judges of the Soujdarry Adalut to acknowledge the order of Government of the 9th Instant, communicating an Extract from a letter addressed to the Break-water Committee, and calling upon the Judges to state, "what number of convicts can be spared to be employed in blasting and moving stone from the quarry."

2. The Judges are not aware, whether it is the intention of Government that convicts should be brought from Jails distant from the Presidency. But if the requisition be confirmed to Jail not further distant than Cuddapah, they are of opinion, that there

No.

To the Provincial Court of Circuit in the Northern Division

Gentlemen,

With reference to your letter of the 2d Instant, forwarding an application from the Acting Joint Criminal Judge at Masulipatam for authority to disburse 100 Rupees "for the purchase of materials to make four carts for the use of "the Prisoners" the Judges desire that an estimate in detail may be submitted, with the opinion of the Provincial Court of Circuit, whether it is necessary to expend so large a sum for the construction of four common carts fit for the purpose specified.—

12th June 1835.

Signed S. F. Thomas
Registr.—

To

there would be no difficulty in furnishing from 1200 to 1400 convicts for work on the quarry— Provided that the working-parties now employed at Arcot, Vellore, Arnee, and Nrgapatam can be withdrawn. Otherwise it would not be practicable to furnish from the Jails within the limit specified were their half that number without abandoning necessary works, and altogether neglecting the roads at the different stations.—

13th June 1835.

(Signed) L. J. Thomas—
Registr.—

No. To the Provincial Court of Circuit in the Southern Division.—

Gentlemen,

1. I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your three letters of the 4th 5th and 16th Ultimo relative to the escape of certain prisoners placed under charge of the Officer Commanding on the Neilgherries.—

2. The letter of the 4th reported the escape of 17 seven prisoners and in the copy of the communication of Colonel Crewe to your Court information was given of his having written to the Magistrates of Coimbatore and Malabar requesting their assistance in the apprehension of the fugitive convicts: and in the letter of the 5th was announced the reapprehension of two of the seven prisoners.—

× belonging to the Coimbatore Zillah.—

3. The depositions of the Peons from whom the prisoners effected their escape are given in your letter of the 16th Ultimo in which also is forwarded the request of the Acting Joint Criminal Judge at Coimbatore that he may be authorized to offer a suitable reward for the reapprehension of the remaining convicts as it would appear that considerable violence was used by them in disarming the Peons.—

4. It is observed however by the Judges that the remaining convicts appear to be inhabitants of Malabar and an explanation is requisite to a clear understanding of the circumstances of the case with reference to the following extracts from the depositions of two of the Peons from whom evidence it would appear that the party of convicts consisted of 20— Kalenumbran a Calicut Peon states as follows— "one of the Peons ran away to the Cantonment to give information of the affair, Another Peon and himself accompanied the 7 Prisoners who returned to the Jail."

Raman a Calicut Peon states as follows— "I returned to the Jail along with the wounded Peon and 7 of the Convicts who made no attempt to escape."—

5. You will accordingly be pleased to ascertain and report whether or not the 13 prisoners were brought back to the Jail and at the same time submit for the information of the Judges of the Court of Foujdaree Udalut how it occurred that only four Peons were sent in charge of 20 Prisoners— the due proportion being at least 1 Peon to 4 prisoners the Jemmadar's deposition to the effect that "one Peon to 5 prisoners is the proportion that the establishment could afford," should have been accompanied by some further explanation.—

13th June 1835.—

(Signed) G. L. Prendergast—
Senior Deputy Registrar.—

To

No. To the Magistrate of Rajahmundry.-

Sir,

1. In reply to your letter of the 3d Instant I am directed to state, that the Judges authorize you to depute the Head Assistant Magistrate to conduct the enquiry directed in their proceedings of the 22d Ultimo in the cases forming Nos. 80. 81 and 82 of the Criminal Report of the Zilla 1834.-

2. I am directed to add that the orders of this Court having been transmitted to you thro' the Provincial Court of Circuit your communication should have been forwarded thro' the same channel.-

13th June 1835.- (Signed) J. F. Thomas
Register.-

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

Gentlemen,

With reference to this Courts proceedings of the 22d Ultimo directing the Magistrate of Rajahmundry to institute an enquiry personally into the homicides forming Nos 80 and 81 of the Rajahmundry Criminal Courts Report 1834- I am directed by the Judges of the Foujdaree Adalut to forward to you the accompanying copy of a letter from the Magistrate dated 3d Instant and of one, addressed to the Magistrate under this date.-

13th June 1835.- (Signed) J. F. Thomas
Register.-

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

Gentlemen,

With reference to your letters of the 30th April and 27th May last- I am directed by the Judges of the Court of Foujdaree Adalut to desire that you will intimate to the Criminal Judge of Chingleput, that on their recommendation, Government were pleased under date the 9th instant to authorize him to disburse the sum of Rupees 143-4-5/ Forty three, annas four and pice five, in erecting two cisterns and making pucca thaks for beating paddy in the Jail under his charge.-

13th June 1835.- (Signed) J. M. Davidson
Head Assistant to the Regr.

No. To the First Judge on Circuit in the Southern Division.-

Sir,

With reference to your letter of the 6th instant, reporting the arrival of the Court of Circuit at Coimbatore, the opening of the Sessions at that station, and the state of the Calendar, I am directed by the Judges of the Foujdaree Adalut to desire that you will receive no Supplemental Cases, the investigation of which may have the effect of detaining you from the Sudr Station beyond the 30th instant.-

13th June 1835.- (Signed) J. M. Davidson
Head Asst to the Regr.

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

Forwarded the forgoing letter with the following endorsement.

15th June 1835. (Sent usual Letter)
(No. 105)

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

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to request that you will lay before Government, the accompanying papers received through the Provincial Court of Circuit in the Centre Division from the Native Judge of Cumbum.

1 Original letter addressed under date the 16th April 1835 to the Secretary to Government in the Judicial Department (with its translation) requesting sanction for the salaries of seven extra prons temporarily employed in the Court of the Native Judge.

2 Do. Do. ---- under date the 2d May 1835 to the Registr to the Sudr and Foujdaree Adalut to the same purport.

3 Translation of a letter dated the 28th May 1835 to the Provincial Court of Circuit in the Centre Division submitting the information called for by the Foujdaree Adalut, regarding the precise period during

during which the extra Prons were employed and the amount for which sanction was required.

2 From the records of this Office it appears that under date the 15th January 1833, the Right Honorable the Governor in Council was "pleased to authorize the Native Criminal Judge of Cumbum to entertain seven additional Prons on a salary of Rupees 3-8 (three and annas eight each per Mensem for the use of his Jail Establishment "until the number of prisoners be diminished:" and the Native Judge reports that they were dismissed on the 23d August 1834, on which date their services ceased to be requisite.

3 Under these circumstances the Judges of the Foujdaree Adalut beg to recommend that the special sanction of Government be granted for the salaries of the prons in question, amounting in the aggregate to Rupees 500-4-5-3¾ Cents five hundred, annas four, pice five and Cents three and three quarters.

15th June 1835. (Signed) J. F. Thomas
(No. 106) Registrar.

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

Sir,

I am directed by the Judges of the Foujdaree Adalut to transmit to you, to be laid before the Right Honorable the Governor in Council the information required by the order of Government of the 29th Ultimo No. 379. The Acting Zillah Judge of Combaconum states in reply to the letter addressed to him, that "the bricks and chunam "building in progress was commenced by the late Acting Judge

Mr.

Mr. A. Frazer.-

15th June 1835.- Signed J. F. Thomas.
Register.-

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

Sir,

I am directed to acknowledge the receipt of your letter dated the 22d Ultimo, "soliciting the instructions of the Judges on the question, whether a person charged with subornation of Per= "jury, can, or ought, to be put on his trial for that offence, before "there has been a conviction of the perjury which he is accused of "having suborned."-

2. Upon a similar reference from the Provincial Court of Circuit in the Southern Division, the Judges of the Toujdarree Udalut, under date 26th December 1833, ruled that the suborner might be brought to trial, although there had been no previous trial, and conviction for the perjury, the fact of the perjury, in the first place, and then of the subornation, being established on the trial of the suborner.-

3. A party charged with subornation of perjury, appears to the Judges to stand exactly in the same predicament, as an accessory before the fact, in murder, or other heinous offences which in the law of England are classed under the head of "felonies"; and as by a late Act,- the 9th Geo: IV. Cap: 74. C. 7- an accessory before the fact to felony may be indicted and convicted, "whether the principal felon shall

"shall or shall not have been previously convicted, or shall or shall "not be amenable to justice," the Judges can see no reason why the same course of procedure should not be pursued in our Courts in cases of subornation of perjury.- The conselling, procuring, or com= manding in one case, is equally susceptible of proof as in the other, and the fact of the perjury may be as well established in the one, as the actual commission of murder, or other felony in the other case.-

15th June 1835.- Signed J. F. Thomas.
Register.-

Circular Order No. 46.

To the 4 Provincial Courts of Circuit.-

Gentlemen,

I am directed by the Judges of the Toujdarree Uda= lut to forward to you for your guidance, and that of the Subordi= nate Officers in your Division, the accompanying copy of a letter addressed under this date to the 3d Judge of the Provincial Court of Circuit in the Western Division, declaring the opinion of the Judges as to the validity of prosecutions for subornation of perjury, where the party committing the perjury may not have been brought to trial.-

15th June 1835.- Signed J. F. Thomas.
Register.-

No.

693 Ptte P C of C N D

The Lr to the Prin Asst to Magt in the N D No 694

Foujdarry Diary 16th June 1835.

No To the Magistrate of Salem.

Sir,

1 I am directed by the Judges of the Court of Foujdarry Udalut to acknowledge the receipt of your letter of the 8th Instant stating that "the Number of prisoners appearing in the Return for April is as what remained on the 1st of that Month and neither includes those received or released during the Month there being no columns for that purpose in the form of return circulated with the rules of the 19th January 1831 in short conformity to which your returns have been hitherto prepared."

2 It is observable that the "Return" in question for April is made out in the modified form prescribed by the latter orders of the 29th August 1831 and it appears inconsistent therefore that Column 1 of your Statement should refer to prisoners of the previous Month and Column 9 to the current Month: to which it is concluded it does refer as your statement is dated 11th May and purports to be for the Month of April. With a view however to prevent further misapprehension I am desired to explain that the return should be made up to the close of the Month for which it is prepared and the entries in Column 1 and the subsequent Columns made accordingly.

Signed/ G. L. Prendergast
Senior Deputy Registrar

16th June 1835.

To

/No. 107/

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

Sir,

1. I am directed by the Judges of the Court of Foujdaree Udalut to forward to you to be laid before Government the annexed copy of a letter dated the 6th instant from the Magistrate of Coimbatore applying for sanction to disburse the sum of Rupees 17-2-2/ seventeen, annas two and pice two in purchasing /43/ forty three pieces of coarse cloth, for the use of the prisoners employed on the public roads under his charge.-

2. The Judges beg to recommend that the required sanction be granted.-

17th June 1835.- /Signed/ J. F. Thomas.-
Register.-

/No. 108/

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

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to transmit to you, for the purpose of being laid before the Right Honorable the Governor in Council, the accompanying copy of a letter, dated the 8th Instant from His Excellency the Commander in Chief,- and to suggest, that the Superintendent of Police may be instructed to receive the convict, "Mufsulla" and transfer him to the custody of the Criminal Judge of Chingleput, in view to his transportation

transportation beyond sea agreeably to the terms of his sentence.-

17th June 1835.- /Signed/ J. F. Thomas
Register.-

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

Sir,

I am directed by the Judges of the Foujdaree Udalut to forward to you for your information and guidance, the accompanying copy of a letter addressed under this date to the Secretary to Government in the Judicial Department; with a copy of the papers to which it refers.-

17th June 1835.- /Signed/ J. F. Thomas
Register.-

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

Gentlemen,

1. It appears that the Native Judge of Cumbum has recently deemed it proper to communicate to the Secretary to Government in the Judicial Department, the escape of a single prisoner named Batoola Goorovadoo whilst at work at the Court House, and the dismissal of the Peon under whose charge he then was.-

2. I am in consequence directed by the Judges of the Foujdaree Udalut to desire that you will intimate to the Native Judge that it is both unnecessary and irregular to report direct to Government the escape of prisoners when unaccompanied by bloodshed, or considerable violence; and that such reports should be made to the

the Foujdaree Adalut alone, to whom also all cases of escape are required to be immediately reported.-

18th June 1835.- /Signed/ T. V. Davidson.
Asstd Agt. to the Registr.-

No. To the Acting Criminal Judge of
Rajahmundry.-

Sir,

With reference to your letter of the 14th ultimo, I am directed by the Judges of the Court of Foujdaree Adalut to forward to you for the purpose of being immediately communicated to the Officer in charge of Convicts at Samulcottah, the annexed copy of an Extract from the Minutes of Consultation under date the 12th instant, in which the Right Honorable the Governor in Council is pleased under the provisions of Section II Regulation I of 1833 to confer upon the Officer above mentioned the whole of the powers of punishment created by Regulation X of 1832.-

18th June 1835.- /Signed/ T. V. Davidson
Asstd Agt. to the Regr.

/No. 109/

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

Sir,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of the order of Government of the 9th Instant No. 407 accompanied by the plan of a new jail at Guntoor calculated to hold 500 Prisoners.-

The

2. The Judges observe that no provision has been made for the accommodation of Debtors, and other civil prisoners; and they would suggest that a ward for this purpose might be substituted for the allotments M and I which are not much required, or an additional building be attached to the outer walls of the jail, altogether separating the civil from the criminal prisoners.-

/Signed/ T. F. Thomas.
19th June 1835.- Registr.-

No. To the Provincial Court of Circuit in the
Southern Division.-

Gentlemen,

I am directed by the Judges of the Foujdaree Adalut to transmit to you for communication to the Magistrate of Madura, the accompanying copy of an order of Government under date the 12th Instant, authorizing the Magistrate to invest the Shanaars of Ramnad and Shevagunga with the powers of police entrusted to Tahsildars.-

/Signed/ T. F. Thomas.
19th June 1835.- Registr.-

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

Gentlemen,

With reference to your letters dated respectively the 23d April and 8th Ultimo, I have the honor by order of the Judges of the Foujdaree Adalut to inform you that on their recommendation, Government were pleased under date the 16th instant to authorize the employment by

by the Officer Commanding Samulcottah of a Jemadar at two /10/ Rupees per Mensem for the prisoners employed at that station until the completion of the work proposed to be performed there:- an outlay of Rupees /99/ Ninety nine for hutting them:- and the payment of a Rent of Rupees /5/ five per Mensem for the building now occupied, till that to be constructed is finished.-

2. You will be pleased to make the necessary communication upon the subject to the Acting Criminal Judge of Rajahmundry to the Officer Commanding Samulcottah.-

22d June 1835.- /Signed/ J. H. Davidson
Asst to the Register

/No. 110/

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

Sir,

1. I am directed by the Judges of the Foujdaree Adalut to forward to you, to be laid before the Right Honorable the Governor in Council, the report required by the orders of Government of the 4th November and 20th March last, on the expediency of adopting in this Presidency, the Bengal system of employing convicts in the construction of roads at a distance from the Jails, under charge of Officers of the Engineer Department.-

2. In submitting this report the Judges would premise, that they do not concur in the opinion which has been advanced, that the labour of the Convict has been hitherto turned to little, or no account. Although the amount has not been exhibited in sums credited

credited to the public treasury, the Judges are satisfied, that very large, and important Savings have been effected, by the employment of convicts on the erection of Government buildings, the construction of tanks, and other public works; and that the annual value of their labor, if duly brought to account, would have been shewn to have been of no inconsiderable extent in the majority of the Zillahs under this Presidency.- They may notice as an instance, that on the recent estimate laid before Government for the construction of a new Jail at Guntoor, of the whole estimated cost Rupees 7,430, Rupees 2,124 was the saving from the labor of the prisoners.-

3. Sufficient consideration also has not been given to the value of their labour on the roads in the vicinity of the Zillah stations. This object has been carefully attended to for some years past; and its primary importance has been pointed out by Government in their order of the 8th February 1833, circulated under date 16th February. A considerable amount has also been received from the manufactures established in the different Jails; and the Judges are disposed upon the whole, to consider the return received hitherto from Convict labor, to be by no means a very low average.-

4. They are sensible however, that the full benefit the state may reap from this source, has not been obtained from the measures hitherto pursued: notwithstanding that the Foujdaree Adalut have done all in their power to urge the Officers in charge of Jails to use their best exertion to turn the labour of the prisoners to the most profitable account. They attribute this chiefly to the character

character of the Jail prons, and the absence of effective European control over the labor of the Convict- In some instances, the Criminal Judges themselves have not taken that interest in the plans they were directed to follow out which might secure from them the most beneficial results- But the chief impediment has unquestionably been the general inefficiency of the ordinary Jail Prons- It is not possible to exact a full measure of labor from the Convict, without corresponding exertion on the part of the Prons, and that exertion he has no inducement to give, and it can scarcely even be extracted from him- And it would be in vain to expect it unless, the Criminal Judge could devote a large portion of his time to the immediate Superintendence of the Prisoners.-

5. The Judges are of opinion therefore that the Bengal System, by placing the convict under constant and efficient control, has a decided advantage; and the greatest benefit will no doubt be gained by the skill and knowledge with which the labor of the prisoners will be applied by Officers of the Engineers;- They deem it expedient consequently, that this System should have a trial at this Presidency

6. In this opinion the Right Honorable the Governor in Council will perceive from the reports which accompany this communication, that the several Subordinate Officers in the Provinces generally concur- The Judges of the Provincial Court of Circuit in the Northern Division observe, that they "consider it very desirable that the proposed plan should be adopted with a view "of making good roads throughout the Country; they do not think

Toujdarre Diary 22d June 1835.-

"think that any, or but a very little additional expence would "be incurred by the adoption of the proposed plan, and the works "of the Prisoners would be a real benefit to the country whereas "the works they are employed upon interfere with the trade and "manufactures of the town in which they are located"- The Subordinate Officers of this Division also accord generally with the Provincial Court, in giving a preference to the Bengal System, over that now pursued.-

7. The Judges of the Provincial Court of Circuit in the Centre Division, approve highly of the Bengal System, and their remarks in para 9 of their letter of the 6th Ultimo, appear deserving of much attention:- They do not apprehend any difficulty in guarding the prisoners at a distance from the Jails, nor in bringing the System into operation- The several Judges in this division appear generally to consider a trial of the System expedient- The Officiating Judge of Bellary however is an exception; as he is of opinion, that the prisoners could not be safely secured at a distance from the Jail- The Criminal Judge of Cuddapah anticipates also an increase of guards becoming necessary for safe custody, where the nature of the Country may be such as to afford facilities for escape.-

8. In the Southern Division, the Judges declare themselves to be favorable to the measure; and do not perceive any objection of weight to its introduction throughout the Division, and the opinion of the Subordinate Officers is to the same effect.-

The

9. The Judges of the Provincial Court of Circuit in the Western Division state, that they "find considerable difficulty in recording their sentiments on the general question, "seeing that the success of the proposed system must depend entirely on the vigilance and good management of the Superintending Officer"— It would appear indeed, that the system is not applicable to the Western Division, for they subsequently observe; "that as regards the different stations in this Division the "number of available convicts now at each, is certainly not more "than sufficient to keep the roads in proper order, with the exception "perhaps of Mangalore"—

10 The Judges will not follow the Subordinate Officers thro' the details upon which their Sentiments have been obtained, their Reports contain full information, with points of most importance and many useful suggestions, worthy of consideration should it be deemed eventually advisable to introduce the Bengal System.—

11. The main objection to which it appears to the Judges to lie open, is the additional expence which it must entail the Jails, and their establishments in great part, must still continue with the extra cost for efficient European Superintendence of the gangs at a distance— There will also necessarily be an increased charge for maintenance, including under that head, shelter for both the Convicts and Peons, not now incurred, and some extra expence for additional guards— The Judges may here observe, that experience has so fully shewn, that little or no confidence can be placed in the present class of Jail Peons, that if those persons are employed, they deem it

essential,

Toujdarree Diary 22d June 1835.

essential, that each gang should be accompanied by a Military Detachment to provide at least a Night guard—

12. Whether the increased amount of labor exacted from the Convicts, and its augmented value by its application to more beneficial purposes, will compensate this increase of charge, will, as the Judges of the Provincial Court in the Western Division have observed, depend on the manner in which the duty of Superintendance is performed, and no opinion can now be formed on that head—

13. The effects of the System also on the general health of the prisoners, and their safe custody— securing the due execution of the sentences of the Law, and preserving the community from the great evil of having a second time exposed to the depredations, and criminal attempts of men, who have been once successfully brought to justice, are still more important points, which can in like manner be determined alone by experience—

14 The Judges do not observe in the papers forwarded with the Orders of Government, any statement of the comparative security of the prisoners under the two systems in Bengal but they are decidedly of opinion, that if it shall be found on trial, that the average of escapes is much higher, under the proposed system than at present, that this would of itself be decisive of its inexpediency— Under any circumstances, they would recommend, that it should be a standing rule, that no hardened, nor any notorious criminal should be attached to any gang; but that such individuals should be invariably confined within the Jail; and that only robust and able bodied convicts should be detached at a distance from the Jail—

Should

15. Should the proposed system be introduced, there will be the Judges conceive from 3,500 to 4,000 convicts available. In this calculation, they have excluded the number now under the charge of Military Officers and Magistrates, and an allowance is made for the aged, and infirm, and men of notorious character to be detained in jail. the actual numbers in the several jails on the 1st of May last were as the

Northern Division	1460.
Centre Division	1931.
Southern Division	723.
Western Division	575
	4669.

16 In conclusion it is perhaps necessary that the Judges should state, that they do not coincide in the opinion expressed of the Provincial Court of Circuit in the Northern Division, in the last paragraph of their letter of the 12th Ultimo, that a question may arise as to the legality of the transfer of gangs of convicts from their own Zillahs, such transfer is in the opinion of the Judges of the Foujdaree Udalut distinctly authorized by the provisions of Clause fifth Section VIII Regulation XV of 1803 with reference to which it has been constantly practised.—

22d June 1835.— (Signed) J. J. Thomas
Registr.—

(No. III)

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

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the order of Government of the 2d Instant requesting that the

4o To Thomas V Boileau Esqr
late Acting 3d Judge late on Circuit in the
Centre Division.—

Sir,

With reference to your application to Government dated the 9th I am directed by the Judges of the Foujdaree Udalut to forward for your information the accompanying copy of an Order of Government passed thereon under date the 19th Instant.—

23d June 1835. (Signed) J. H. Davidson
Head Asst to the Registr.—

5o To the Acting Criminal Judge of
Combaconum.—

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to inform you that on their recommendation, Government were pleased under date the 19th instant, to sanction the estimate amounting to Rupees 100/ one hundred, submitted with your letter of the 15th ultimo, for the completion of the "Brick and Chunam" building, now in progress, for the manufacture of paper outside of the Jail at Combaconum.—

24th June 1835. (Signed) J. H. Davidson
Head Asst to the Registr.—

6o To the Provincial Court of Circuit in the
Centre Division.—

Gentlemen,

With reference to your letters dated respectively the 6th Ultimo and 6th instant, forwarding communications from the Native Judge of Coimbatore on the subject of the extra peons employed by

by that Officer during the years 1833 and 1834, under authority of Government dated the 15th January 1833, I am directed by the Judges of the Court of Toujdaree Udalut to inform you that on their recommendation the Right Honorable the Governor in Council was pleased under date the 19th instant to sanction the salaries of the peons in question, amounting in the aggregate to Rupees /500-4-5-3¾/ five hundred, annas four, pice five and cuts three and three quarters.—

2. You will be pleased to make the necessary communication upon the subject to the Native Judge.—

24th June 1835.— /Signed/ J. H. Davidson
Head Asst. to the Regr.

No.

Toujdaree Diary 22d & 23d June 1835.—

"the Judges will explain whether there was any particular reason
"why the Sessions were not held at Honore."—

2 Upon a representation from the Officiating 2d Judge Mr. Nicholls under date 25th April last, of which a copy is annexed, the Judges exercised the discretion vested in them by Section IV Regulation II of 1827 upon the ground of the very few cases on the Calendars to be laid before the Judge— Had the Court of Toujdaree Udalut been aware of the facts stated in the 4th and 5th paras of the Assistant Magistrate's letter, they would not have authorized the Sessions being held at Mangalore; but under the circumstances as brought before them in Mr. Nicholls letter; that measure appeared to them unobjectionable.—

3 The Judges may observe, that they see no adequate cause for the apprehensions expressed by the Magistrate and Assistant Magistrate, as the Sessions for the whole of Canara were for a long course of years always held at Mangalore, and the authority to transfer the Honore Sessions to the Zillah station has been more than once granted since the establishment of the Auxiliary Court without evil consequences.—

/Signed/ J. F. Thomas
Register.—

22d June 1835.—

No. 115,

To The Secretary to Government
in the Judicial Department.

Sir,

I am directed by the Judges of the Toujdaree Udalut to acknowledge the receipt of an Extract from
the

Foujdaree Diary 25th June 1835.

the Minutes of Consultation under date 29th Ultimo No 603. C.
requiring to ascertain and report how many prisoners sentenced
to hard labour in the Jails of Guntoor, Masulipatam, and
Rajahmundry are available for employment on the Hydrabad
road from Bezwarah to Masulipatam

2 She Judges submit the accompanying
communications dated respectively the 8th & 9th Instant received
from the Acting Joint Criminal Judges in charge of the Stations
at Guntoor and Masulipatam, from which it would appear,
that there are not at present at either Station, any Prisoners
available for the purpose specified, without withdrawing
them from works now in progress under the orders of Government

3 Under date the 27th April last, the Judges
had the honor to report, that the whole of the convicts sentenced
for hard labour had been transferred from the Jail at
Rajahmundry to Samulcottah agreeably to the instructions
of Government of the 6th March preceding, and there were
on the 1st Instant but 87 Convicts in the Jail at Rajahmundry
the greater part recently received from Vizagapatam. If
would not the Judges are of opinion be expedient to remove
at present any of those prisoners as they will be required at
the Station to enable the Criminal Judge to comply with
the orders of Government of the March last.

25th June 1835

(Signed) J. F. Thomas
Register to

Foujdaree Diary 25th June 1835.

No. To The Acting Joint Criminal Judge of the
Auxiliary Court at
Guntoor.

Sir,

With reference to your letter of the 8th instant
in which you request that the Superintending Engineer of the
Division may be directed to prepare a plan and estimate for
a New Court House rendered necessary by the heat and in-
convenience of that in which the Public business is at
present transacted, I am directed by the Judges of the Court
of Foujdaree Adalut to desire that you will bring the matter
to the Notice of the Judge who may next proceed on Circuit
to Guntoor and who will in Communication with the Collector
Court make such report upon the subject as to him May
appear expedient.

25th June 1835.

(Signed) J. F. Saunders
Pt Asst to the Regr

No. To 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 of
the 16th Instant and its enclosure from the Acting Criminal Judge
of Chittoor requesting their sanction for sending 50 Convicts into
the Jungle under a double guard for the purpose of procuring
Materials for Chunam &c. for the repair of the Jail sanctioned
by

by Government on the 5th of May last, and to state that they decline sanctioning the request of the acting Criminal Judge as they see no reason for altering the decision expressed in their Order of the 27th September 1834 to which they direct he will attend,

27th June 1835

Signed, G. L. Prendergast
Senior Dy. Register

No. 116,

No. To The Secretary to Government in the
Judicial Department

Sir,

With reference to this correspondence which had passed on the subject of the improved Ventilation of the Jail at Masulipatam, and to the recent order of Government No. 309 dated the 8th Ultimo I am directed by the Judges of the Foujdaree Adalut to transmit to you to be laid before the Right Honorable the Governor in Council the accompanying copy of a letter under date the 16th July from the acting Joint Criminal Judge forwarded thro' by the Provincial Court of Circuit.

29th June 1835

Signed, J. F. Thomas.
Register

No. To The 1st Judge of the Court of Circuit
Centre Division

Sir,

I am directed by the Judges of the Court

of Foujdaree Adalut to acknowledge the receipt of your letter dated the 19th Instant transmitting the warrant for the execution of the prisoner in case No. 1 of the 3 Suspd Mental Calendar for the 2 Quarter Sessions 1835 with Copies of letters from the acting Criminal Judge of Chittoor to the acting Assistant Criminal Judge and of the reply of the letter stating that he had attended & Carried into effect the execution the sentence of death upon the said prisoner

The Judges observe that the full information regarding the sentence & the execution of it required by the C. O. 3 May 1830 is not given in the letters now under acknowledgement and they accordingly direct that the omission be supplied

29th June 1835

Signed, G. L. Prendergast
Senior Dy. Register

No. To The Magistrate of
Coimbatore.

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter of the 6th instant and to inform you that on their recommendation Government were pleased under date the 23 instant to sanction the disbursement of Rupees 17, 2, 2, Seventeen annas two and pieces two in purchasing 43, Fourty three pieces of Coarse Cloth for the use of the prisoners employed on the public roads under your charge

29th June 1835

Signed J. H. Dawson
Deputy to the Register

Foujdaree Diary 29th June 1835-

No. To The 1st Judge of the Provincial Court of
Circuit in the Northern Division

Sir,

I am directed by the Judges of the Foujdaree Adalut to forward to you, with reference to your letter of the 26th ultimo, the accompanying copy of an order of Govt. under date 23 Instant and of the proceedings of the Foujdaree Adalut of the 15 Instant requesting you from condone for the delay of the Provincial Court in taking up the proceedings of the Foujdaree Adalut of the 15th November last in Rs 31 31 & 32 Rajahmundry Criminal Court.

29th June 1835.

Signed, J. F. Thomas
Register.

Foujdaree Adalut 30th June 1835

Foujdary Diary 30th June 1835-

No. To The Criminal Judge of
Chengleput.

Sir,

With reference to your letters dated respectively the 29th April 1835 and 23 ultimo I am directed by the Judges of the Court of Foujdaree Adalut to forward to you for your information the annexed copy of an order of Government under date the 23 instant and to desire that you will immediately supply the Commandant of Artillery with the sixty Convicts required by that Officer.

2 You will at the same time be pleased to furnish to this Office the information required on the several points specified in para 2 of my letter of the 25 April last.

30th June 1835

Signed, J. H. Davidson
Pt Asst to the Regr

No. To The Criminal Judge of
Malabar

Sir,

With reference to the letter of your Assistant dated the 5th instant reporting the escape on the night of the 1st instant of Seventeen Convicts from the Zillah Jail of Calicut I am directed by the Judges of the Foujdaree Adalut to desire that you will immediately transmit to this Office translations of all the depositions which may have been taken relative to the occurrences as required by the Circular order of the 19th November 1832.

30th June 1835

Signed, J. H. Davidson
Pt Asst to the Regr

Foujdaree Diary 30th June 1835

No. To The Magisthate of
Lis,
Salem.

With reference to your letter of the 9th instant reporting the escape of a Convict named Cundeghan miles proceeding to his work in the Neighbourhood of Royacottah I am directed by the Judges of the Foujdaree Adalut to desire that you will Communicate to them the result of the further Inquiry which you express your intention to institute upon the subject.

30th June 1835.

(Signed) C. H. Davidson
Dy asst to the Regr

Foujdaree Diary 30th June 1835

No. To The Provincial Court of Circuit
Centre Division

Gentlemen,

1 I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter of the 22 Instant and its enclosure submitting the question of the acting Assistant Criminal Judge of Chittoor whether it is the Registers duty to attend at the execution of Prisoners

2 The Judges are at a loss to understand upon what ground the acting Assistant Criminal Judge presumes to question the authority of his superior in the present instance the practice which forms the subject of his reference having obtained ever since the institution of the Courts.

30th June 1835

(Signed) G. L. Cenderapah
Senior Dy Register

No. 117

No. To The Secretary to Government in the
Judicial Department

Sir

1 With reference to the order of Government No. 432 under date the 16th instant upon the Report of the late acting 3 Judge of the Provincial Court of Circuit in the Centre Division for the 2 Sessions 1834, submitted to Government on the 27th Ultimo I am directed by the Judges of the Foujdaree Adalut to forward to you, to be laid before the Right Honble

the

the Governor in Council, the accompanying Copies of returns receiv
from that Officer dated the 22d and 25th Instant, containing the
information required by Government.

2 In his return of the 22d Instant, the late Acting
3d Judge explains the grounds upon which he recommended in
para 7 of his late Report, that the powers of punishment
created by Regulation X of 1832 should be conferred on the
Officers in Command at Arcot, Arnee and Vellore in charge
of convicts. The Judges adverting to the recent orders of Govern
=ment of the 12th Instant, granting this authority to the Officer
Commanding at Samalcottah, recommend that the same power
should be given to the Officer at the stations named above.

3 The Right Honorable the Governor in
Council will perceive from para 4 of this return, and the corre
=spondence to which it refers copy of which is annexed that any
further measure regarding the better ventilation of the building
in which the prisoners are confined at Arnee, would not now ap
=pear to be necessary

4 The Judges take this opportunity to sub
=mit the information called for in para 7 of the Extract from
the Minutes of Consultation dated 7th April last, upon review
of the Report of the late Acting 3d Judge for the 1st Session
1834 submitted to Government under date the 20th November
last From the Reports of the Criminal Judge and
Magistrate

Magistrate now forwarded it would appear to be certain, that the fo
revolting act recorded in the 64 para of the Acting 3d Judges
report, had not its origin in the pressure of the late famine

30th June 1835 Signed, C. F. Thomas.
Register.

Foujdaree Adalut Dated 1st July 1835

No 765

No 118

To The Secretary to Government in the Judicial Department.

I am directed by the Judges of the Court of Foujdaree Adalut to report from the information of the Right Honorable the Governor in Council, that in consequence of the demination of the number of ~~the~~ prisoner in his jail the Criminal Judge of Salem has at the suggestion of the Foujdaree Adalut ~~struck~~ off ~~two~~ ~~fanams~~ lines peons from the fixed Jail guard and reduced the establishment to 31 peons from the 5th Ultimo

1st July 1835

(Signed) S. F. Thomas
Register.

To The Civil Auditor.

I am directed by the Judges of the Court of Foujdaree Adalut to forward for your information, the accompanying copy of a letter from the Criminal Judge of Salem - under date the 5th Instant reporting a reduction in his fixed Jail guard from 40 to 31 Peons.

1st July 1835.

(Signed) S. F. Thomas
Register.

To

No. 4

To The Secretary to Government in the
Judicial Department.

Sir,

I am directed by the Judges of the Foujdaree Adaulut to forward to you to be laid before Government the annexed copy of a letter dated the 20th Instant received through the Provincial Court of circuit in the Centre Division from the acting Joint Criminal Judge of Chingleput together with the there original estimates which accompanied it—namely one "for making "eight Glass windows for the Writing Room and for the "purchase of five Europe looms" amounting to Rupees (200-4-0) Two Hundred and annas four:—another "for "fitting up the Public Court Room of the auxiliary "Court" amounting to Rupees (112-14-0) one Hundred and twelve and anas fourteen:—and the third "for sundry "repairs required in the Court Foujdaree Cutcherry" amounting to Rupees (86-10-6) Eighty Six, and ten and pice six; forming an aggregate sum of Rupees (399-12-6) of Three hundred and ninety nine, and twelve and pice Six, which Mr. Morehead Solicits authority to disburse.

In their letter of the 24th instant the Provincial Court of Circuit recommend that Sanction be granted for this out lay, as "they not only "consider the repairs and purchases to be necessary

"but that the estimates are moderate."

In this opinion the Judges of the Foujdaree Adaulut concur. They beg to refer the Government to the letter of the acting Joint Criminal Judge in which the expediency of the out lay appears to them satisfactorily established, and to recommend that the application of that officer be complied with.

I have the Honor to be Sir
Your most obedient humble Servant
2 July 1835. (Signed) J. M. Davidson
Head Asst. to the Register

No. 5

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

Sir,

With reference to your letter of the 24th Ultimo, forwarding the original Death warrant in Case No. 2 of the Chittoor third Supplemental Calendar for the Second Quarter Sessions of 1835. I am directed by the Judges of the Foujdaree Adaulut to observe that the "Separate "letter," which accompanies it from the acting Criminal Judge of that Zillah is deficient in information upon the several points specified in their circular order of the 3d May and 20th September 1830, and accordingly to desire that you

you will call upon that officer immediately to submit a more full report upon the subject

2d. July 1835.- I have the Honor to be &c

(Signed) J. H. Davidson

Head Assistant to the Register

No. To The Criminal Judge of Cuddapah.—

The same to the Chittoor, Chingleput, Cuddalore, & Nellore, and to the Magistrate of Trichinopoly.—

The Government having resolved to afford the aid of a certain number of Convicts, from the Jails situated nearest to the Presidency, in the construction of a Breakwater, I am directed the Judges of the Foujdaree Adalut to desire that you will report what number of those whose unexpired period of imprisonment is not less than 18 Month, can be furnished from the Jail under your charge for the purpose above specified.—

From the number of convicts of the description are to be excluded all sickly and weakly persons and all those who have acquired a knowledge of any manufacture carried on in your Jail, as well as those of known desperate character who are likely to plan & lead attempts at escape.

This information the Judge wish to obtain in the shortest possible time, and you are accordingly required to furnish it within 5 days from and after the Receipt of this order.—

2d. July 1835.- (Signed) J. F. Thomas

Register

No. To The Secretary to Government in the Judicial Department

Sir

I have the honor by order of the Judges of the Foujdaree Adalut to request that you will lay before Government the accompanying original account Particulars, receives from the officiating Criminal Judge of Bellary, of expenses incurred in purchasing materials &c. for converting certain Cook rooms into ten cells for the use of the prisoners confined in the Jail at that Station.—

Authority for this alteration was granted by Government under date the 9th September 1834, and, as reported by Mr. Angelo, its object has been to relieve the other cells of 156 prisoners.—

The Judges of the Foujdaree Adalut beg to recommend that sanction be now granted for the sum actually expended, namely- Rupees (134-4-6) one hundred and thirty four, and four anas, and Pice six.—

I have the honor to be &c

4th July 1835 (Signed) J. H. Davidson

Head Assistant to the Register

To

No 4

To The Secretary to Government in the
Judicial Department.

1 With reference to the orders of Government of the 26th and 30th Ultimo, in the subject of the convicts to be assembled for the works required by by the Break water County I am directed by the Judges of the Foydaree Adalut to observe that if lodging are not already from period for their accommodation; it would seem advisable, that a party of the convicts should be ordered down in advance to erect huts, and a screen to all in similar enclosure around the spot in which they are to be encamped. —

2 They are also of opinion, that so large a body as 6 or 7 or circuit cannot be safely assembled, without an officer being specially designation to take charge of claim, and the requisite medical aid or previsense. ——

3 The Judge also beg to be favored with the institution of Government, whether these Circuit are to be under their immediate control, or, as practice in reject, under the Court of the Military Board.

6th July 1835.

I have the honor to be &c.
(Signed) J. H. Thomas.
Register

To

No 5

To The Secretary to Government in the
Sir Judicial Department

I am directed by the Judges of the Suor Adalut to forward to you to be laid before Government the accompanying original Statement and account Particulars of actual Charges incurred in Zilly 1243 or account of the convicts transferred from the Zillah Jail of Combaconum to that of the magistrate of Tanjore, received on the 26th ultimo from the Provincial Court in the Southern Division. ——

These charges amount on the aggregate to Rupees (5768-3-11) Five thousand seven hundred & sixty Eight and anas three. ——

The accompanying memorandum submitted by the magistrate of Tanjore affords in the opinion of the Suor Adalut a satisfactory explanation of the increased expenditure. ——

The statements in question do not appear to require further remark, and the Judges of the Suor Adalut beg to recommend that the amount above specified receive the sanction of Government.

I have the honor to be &c.
6th July 1835. (Signed) J. H. Davidson
Head Asst. to the Register

To

No.

To The Criminal Judge at
Sir, Nellore

With reference to your letter of the 28th January last to the Provincial Court of circuit relative to the paper manufacture in the Zail at Nellore I am directed by the Judges of the Court of Foujdaree Adaulut under instruction from Government for the annual manufacture for the use of the public service, in the Zail at Nellore of 700 Reams of Demy and 400 Reams of Foolscap Country Paper to call upon you to state whether you can make arrangements to supply in or before the month of January 1836 700 Reams of Demy Size country Paper at Rupee 1-8-0 per ream and 400 Reams of do. Foolscap size at Rupee 1-4-1 per ream—or what the quantity can, if the whole hereinmentioned cannot, be prepared within that period.—

The object of Government is to supersede the necessity of procuring the supply by contract and it is requisite that the Foolscap paper which may be manufactured under these orders should be one each longer corresponding with the accompanying sheet than that of which a specimen has been furnished by you in order to meet the demand for the size now in use—

You will be pleased to transmit to the information on the following point what may be the cost of the labour of convicts working in the manufacture per ream of Cartridge, Demy Size and Foolscap paper—

2d What is the regular carthire from Nellore to Madras each cart carrying 20 reams of cartridge or 30 reams of Demy Size or 40 Reams of Foolscap Size?

3d What is the most secure and cheap mode of packing and charge for the same.—

The letter having been addressed to you direct to obviate delay—you will furnish to the Provincial Court of circuit copy of it as well as of your reply to this Court which it is expected you will forward as soon as possible.—

The hole of the prisoners that can be spared for the purpose should be at once directed to commence the manufacture of the paper hereby required and a specimen of it transmitted to this Court as soon as any is prepared.—

6th July 1835.— G. L. Prendergast
Senior Deputy Register

No. 4

To The Criminal Judge of
Sir, Cuddapah.

With reference to your letter return dated the 26th December last to the precept of the Provincial Court of

of the 19th of the same month relative to the paper manufacture in the Jail under your charge I am directed by the Judges of the Court of Foujdaree Adawlut under instruction from Government for the annual manufacture, for the use of the public service in the Jail at Cuddapah of 200 Reams of cartridge Paper to call upon you to state whether you can make such arrangements to supply in or before the month of January 1836 200 reams of Cartridge paper of the 1st Sort No. 3 at Rupees 2-8-0 per ream, or what such quantity can, if the whole cannot be prepared by the prisoners at Cuddapah within that period.—

The object of Government is to supersede the necessity of procuring the supply by contract and it is requisite that the Cartridge Paper which may be manufactured under these orders should be one each however that that of which a Specimen has been furnished by you in order to meet the demand for the size now in use.—

You will be pleased to transmit such information on the following points what may be the cost of the labor of convicts working in the manufacture per ream of cartridge, Demy size, and Foolscap paper.—

What

2d What is the regular Cartage from Cuddapah to Madras each cart carrying 20 reams of Cartridge or 30 reams of Demy size or 40 reams of Foolscap sizes.—

3d What is the most secure and cheap mode of packing and charge for the same?—

The letter having been addressed to you direct to obviate delay you will furnish to the Provincial Court of Circuit copy of it as well as of your reply to this Court which it is expected you will forward as soon as possible.—

The whole of the prisoners that can be spared for the purpose should be at once directed to commence the manufacture of the paper hereby required and a Specimen of it be transmitted to this Court as soon as any is prepared.—

6th July 1835. (Signed) G. L. Prendergast
Senior Deputy
Register.

No 4

To The late acting third Judge late on circuit
in the
Centre Division.

Sir,

I have the honor by order of the Judges of the Foujdaree Adaulut to acknowledge the receipt of your letter of the 29th ultimo, submitting a statement of the amount of Extra expenses incurred in the preparation of your referrible trials for the First and Second Sessions of 1834.

You observe that the Fourth charge or that for "an extra Persian writer employed for "transmitting a portion of referrible trials for the 1st "Sessions of 1833 at 4 Rupees per Section" was "not "included in the Statement of Extra Expense incurred during "the first Sessions of 1833 submitted for the Special "Sanction of Government under date the 18th January 1834 "but drawn in the subsequent month of February 1834."

I am directed to desire that you will state explicitly whether or not, previous to incurring this expence you applied for and obtained the authority of Government.

I have the Honor to be &c.
7th July 1835. (Signed) T. H. Davidson
Head Assistant to the
Register

To

No 5

To The Provincial Court of Circuit
in the
Southern Division.

Gentlemen,

I have the honor by order of the Judges of the Foujdaree Adaulut to acknowledge the receipt of your letter of the 29th Ultimo forwarding copies of Communications from the Criminal Judge of Salem and the Assistant Surgeon in charge of the Jail of that Zillah, relative to the state of mind of the prisoner "Rungandeem" in case No 26 on the Salem calendar for the Second Sessions of 1832

adverting to the opinion expressed by Mr Graham that the prisoner in question "must always be considered liable to a return of his malady" "and that too in the violent form in which it is supposed "to have once exhibited itself" The Judges of the Foujdaree Adaulut do not deem it expedient to authorize his release from confinement.

You will accordingly be pleased to issue the necessary instructions for his continued detention under charge of the Medical officer.

I have the Honor to be, &c.
7th July 1835 (Signed) T. H. Davidson Head
Assistant to the Register

To

Foujdaree Diary 8th July 1835.

No 4

To the Criminal Judge of Malabar

Sir.

With reference to an order of Government under date the 30th ultimo, in which the Foujdaree of Adalut are requested, if there be no objection to issue "the necessary instructions of the Criminal Judge of Malabar "to place a party of 80 or 100 convicts immediately after the "monsoon at the disposal of the Principal Collector of "that District for the purpose of being employed in improving "the roads in the vicinity of Palghaut." I am directed by the Judges of this Court to desire that you will com=municate with the Magistrate, and ascertain of without delay and report whether he is prepared with suitable accommodation for the reception of that number of convicts within the Fort of Palghaut.

I have the honor to be, &c.

7th July 1835. (Signed) J. H. Davidson

Head Assistant to the Register

No 5

To the Provincial Court of Circuit in the Southern Division

Gentlemen,

I am directed by the Judges of the Foujdaree

Foujdaree Adalut to acknowledge the receipt of your letter of the 24th ultimo, forwarding copies of communications from the Criminal Judge of Salem and the Assistant Surgeon in charge of the Jail at that Station, relative to the State of Mind of the Prisoner Vilrauyen in Case No 3 on the Salem Supplemental Calendar Second Sessions of 1833.

The Court having referred to the Record of the trial are of opinion that the release of the Prisoner would be attended with danger to the community and under the discretion vested in their they resolve that he be detained in confine=ment until further order.

I have the honor to be, &c.

8th July 1835. (Signed) J. H. Davidson

Head Assistant to the Register

No 6

To the Criminal Judge of Chingleput

With reference to your letter of the 6th Instant

Instant I am directed by the Judges of the Fouydaree Adaulut to enclose the accompanying return from the Najer of the Court, from which it appears that he has bee unable to serve the Summons forwarded with your letter of the 20th Ultimo.

8th July 1835 } (Signed) I. F. Khonad
Register.

No. To The Criminal Judge Zillah of Chingleput.

In reply to your reference under date the 4th Instant requesting to be informed whether you are at liberty to put the convict Thyfulla in irons. I am directed by the Judges of the Fouydaree Adaulut to state, that if you consider irons necessary give certain for his safe custody, it is your duty to confine him in them the Judges will issue instructions here after in the public point, the propriety of enoing the inscription by the process of Joona upon the prisoner in question.

Have the honor to be, &c.

10th July 1835 } (Signed) I. F. Khonad
Registen.

To

No. To The acting Joint Criminal Judge of Guntoor.

Sir,

I am directed by the Judges of the Fouydaree Adaulut to acknowledge the receipt of your letter of the 2d instant, forwarding a memorandum for the purchase of cloths and cumblies for the use of the prisoners in the Jail under your charge, and to inform you that it is not necessary at this time to submit to same to Government for Special Sanction as the furnishing and clothing of the prisoners constitutes an usual and indispensable charge and will appear in the monthly Criminal Statements.

I have the honor to be, &c.

10th July 1835 } (Signed) I. H. Davidson
Head Assistant to the Register

To

No.

To The Provincial Court of Circuit in the Centre Division.—

I am directed by the Judges of the Foujdaree Adalut to acknowledge of receit of your letter of the 1st Instant, referring at the request of the Magistrate of North arcot the question — whether it is the duty of the Criminal Court or the Magistrate to take primary cognizance, in a case, where a convict has been sent up by a Military authority in charge of convict, for an escape. ——

2 The Judge do not concur in the opinion of the Provincial Court of Circuit, that the provisions of Section VIII Regulation X 1816 are applicable to cases of this nature nor do they consider the orders of the Foujdaree Adalut of 12th August 1822 relevant to the point before them. The prisoner being a convict must be held to be victually under the charge of the Criminal Judge of the Zillah, and his offence partaking of the nature of a breach of prison discipline, the Judge deem it to be fully competent to, and the duty of the Criminal Court to hold primary cognizance thereof.— You will

to

to pleased to communicate these constructions to the
Sharge trate by acting Criminal Judge of Chittoor

11th July 1835 } (Signed) S. F. Hamad
Register

No. To The acting Criminal Judge of
Chittoor

Sir,

I am directed by the Judges of the Court of Fouj'daree Adalut to acknowledge the receipt of your letter of the 4th Instant reporting the escape while with a working party near the Jail, of Prisoner named Cholawoogandoo confined on a requisition of Security, and to request that you will report what notice you have taken of the conduct of the guard and what measures you have adopted for his apprehension, or for the prevention of a similar attempt on the part of other prisoners.

11th July 1835.- (Signed) G. L. Prendergast
Actg. Senior Deputy Register

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

Sir,

With reference to the order of Government under date the 23d Ultimo I am directed by the Judges of the Fouj'daree Adalut to forward, to you to be laid before the Right Honorable the Governor in Council, the annexed copy of a letter dated the 7th Instant from the Criminal Judge of Chinglepute reporting that the sixty convicts will be

be forwarded to the commandant artillery at St. Thomas's mount on the arrival of the Guard which the magistrate has been respected to furnish for their escort.

I have the honor to be, &c.

13th July 1835 } (Signed) T. H. Davidson
Head Asst. to the Register

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

Gentlemen.

I am directed by the Judges of the Fouj.d aree Adalut to desire that you will intimate to the acting Joint Criminal Judge of Chingleput that on their recommendation, Government were pleased under date the 7th instant to sanction the three estimates submitted with his letter of the 20th ultimo accompanied four Communication of the 24th Ultimo amounting in the aggregate to Rupees (399-12-6) Three hundred and ninety nine, annas twelve and Spice six.

I have the honor to be, &c.

13th July 1835 } (Signed) T. H. Davidson
Head Assistant to the Register

To

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

I am directed by the Judges of the Fouj.d aree Adalut to report for the information of the Right Honorable the Governor in Council, that there are at present between 50 and 60 convicts at the Depot at Chingleput under sentence of transportation; and to suggest that early measures should be taken for their removal.

(Signed) T. H. Thomas.
Register

14th July 1835

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

Sir,

1 I have the honor by order of the Judges of the Fouj.d aree Adalut to forward to you to be laid before Government the accompanying List, &c. submitted by the acting Criminal Judge of Combaconum of articles requried for the use of the convicts in the Jail at that Station.

2 The Judges of the Fouj.d aree Adalut beg to recommend that the acting Criminal Judge be authorized to disburse the sum of Rupees (49) Forty nine.

I have the honor to be, &c.

14th July 1835. } (Signed) T. H. Davidson
Head Asst. to the Register

To

No. Same to Northern Division

To The Provincial Court of Circuit in the Southern Division.

I am directed by the Judges of the Toujdaree Udalut to call your attention to the circular order from the Court No. 34 and to desire that the reports required by para 6 may be furnished with the best practicable delay.

16th July 1835. (Signed) I. F. Homad
Register

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

Gentlemen,

Adverting to your letters dated 0. respectively the 29th April and 22d June 1835, I am directed by the Judges of the Toujdaree Udalut to 0. inform you that on their recommendation 0. Government were pleased under date the 9th instant to sanction the statement of actual Charges incurred in Fusly 1243 on account of the convicts transferred from the Zillah Jail of Combaconum to that of the Magistrate of Tanjore amounting in the aggregate to Rupees (5768-3-) Five thousand Seven Hundred and sixty eight and annas three

You will be pleased to make the necessary communication upon the subject to the Magistrate of Tanjore.

I have the honor to be, &c.
16th July 1835. (Signed) I. M. Davidson
Head Asst. to the Register

To

No. To The Officiating Criminal Judge of Bellaree.

Sir,

I am directed by the Judges of the Toujdaree Udalut to inform you that on their recommendation, Government were pleased under date the 9th Instant to sanction the sum of Rupees (134-4-6) one hundred and thirty four and four and pice six, actually expended in convicting certain cookroomd writeten cells for the use of the prisoners confined in the Jail at Bellaree, as requested in your letter of the 27th Ultimo.

I have the honor to be, &c.
16th July 1835 (Signed) I. M. Davidson
Head Asst. to the Register

No. To The acting Joint Criminal Judge of Guntoor.

Sir,

With reference to your letter of the 4th received on the 10th instant, reporting the breaking out of a fire in the Record Room of the Auxiliary Court, and the 0. consequent destruction of Sundry Official Documents, and further expressing a hope that you "shall meet 0. "with the support of the Judges and the sanction 0. "of the Government for the reward" of fifty Rupees which you have offered for the discovery of the 0. (suppposed)

(supposed) inconeiary - I am directed by the Judges of the Fouj.daree Udalut to observe that the adoption of such a measure lies not within the province of a Criminal Judge and that the reward in question could be regularly offered by the Magistrate only under the discretion vested in him by section XXI. Regulation IX of 1816.—

July 16th 1835 } I have the honor to be, &c.
(Signed) J. H. Davidson
Head Assistant to the
Register

No. To The Secretary to Government in the Judicial Department

With reference to my letter of the 29th May last I am directed by the Judges of the Fouj.daree Udalut to transmit to you, to be laid before the Right Honorable the Governor in Council the accompanying copy a further communication received from the Acting Criminal Judge of Combaconeum on the subject of the inconveniences to which European Soldiers garrisoned at Trichinopoly are exposed by being required to appear in Criminal Cases before the Court at Combaconeum.—

16th July 1835 } (Signed) J. F. Thomas
Register

To

No. To The Executive Comittee for the construction of the Breakwater

Gentlemen,

I have the honor to acknowledge the receipt of your letter of the 8th Instant; and to acquaint you, that the Court of Fouj.daree Udalut are prepared to order 200 or 100 convicts from Nellore, upon receiving intimation from you of the place where they are to be located, and that adequate shelter has been provided for them - The Judges are of opinion that the measures to be adopted in order to secure the safe custody the convicts must be left to the Officer who will charge of them.—

18th July 1835.- (Signed) J. F. Thomas
Register.

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

In reply to your letter of the 11th Instant, reporting that the cases in the Supplemental Calendar be delivered to you at Madura; will not be in readiness by the time that you have concluded these on the Regular Calendar, I requesting sanction therefore to proceed to Tinnevelly, and to reserve the

of

of the case to be dessfused of in your return, I am directed by the Judges of the Foujdaree adaulut to convey to you their sanctions, for the adjournment of the 6th maoura Sessions as you have proposed.

18th July 1835.- (Signed) I. I. Thomas
Register.

No 4

To The Criminal Judge of
Chittoor.

Sir

With reference to the letter of the late 5th acting Criminal Judge dated the 7th Instant reporting that 18 convicts can be furnished to aid in the construction of a Breakwater, I am directed by the Judges of the Court of Foujdaree adaulut to remark that in the may returns, it is shewn that in the Jail under your charge, there were 247 convicts; and to request, under these circumstances, that you will submit for the information of the Judges, why a larger number than 18 convicts cannot be spared.

20th July 1835.

(Signed) G. L. Prendergast
Senior Deputy
Register

To

No 5

To The Criminal Judge at
Chengleput.

Sir,

In reply to the second point upon which, in your letter of the 4th Instant you request the instructions of the Judges, I am directed by them to convey to you their opinion that Sanction XXXV Regulation VIII of 1802 is applicable only to convicts sentenced by the established Courts, and that, consequently, the convict Mussulla should not induce the process of Godana.

20th July 1835- (Signed) G. L. Prendergast
Senior Deputy
Register

No.

To The Secretary to Government in the
Judicial Department.

Sir,

I am directed by the Judges of the Foujdaree Adalut to forward to you to be laid before Government, the accompanying letter dated the 6th instant from the Provincial Court of Circuit in the Southern Division, with the correspondence to which it refers, and the original Statement submitted by the Magistrate of Tanjore showing the amount paid to the Sibbendies in charge of the convicts transferred from the Jails at Trichinopoly and Combaconum, as per order of Government dated the 12th November 1833, for Fusly 1243 ——

The Statement does not appear to require any remark, and the Judges of the Foujdaree Adalut beg to recommend that Sanction be granted for the sum of Rupees (1128-11) Eleven hundred and twenty Eight and pice Eleven. ——

I have the Honor to be, &c.
(Signed) T. A. Davidson
Head Asst to the
Register

22d July 1835.

No. To the

L

Foujdaree Diary 22d. July 1835. —

No. To the Secretary to Government in the

Sir, Judicial Department. —

1 I have the Honor by order of the Judges of the Foujdaree Adaulut to forward to you to be laid before Government, the annexed copy of a letter dated the 18th. ultimo, with the correspondence connected with it, received on the 15th. instant through the Provincial Court of Circuit in the Western Division from the acting Criminal Judge of Canara, who requests permission to add eight Peons to the Establishment at present allowed for his fixed Jail guard, and to employ a Goomasta on a Salary of 12 Rupees permensem, to assist in writing and keeping the Jail accounts. —

2 considering that in no other Jail is a Goomasta for this purpose allowed, the Judges of the Foujdaree Adaulut are not prepared to recommend that an exception to the general rule be made in favor of that at Canara. If assistance be required, it should be afforded from the Court establishment. —

3 With regard however to the additional Peons, it appears to the Judges that the fixed Guard, was

was originally formed on too low a scale, consisting as it does of only twenty, who, are in adequate to the efficient performance of the various and arduous duties required from them - they concur in the opinion expressed by the Provincial Court in their letter of the 6th. instant that strong and sufficient grounds for this application are shown in the two letters of the acting Criminal Judge and they therefore beg to recommend it for sanction. ——

I have the Honr. to be, &c.
22d. July 1835. (Signed) J. H. Davidson
Head Assistant to the
Register

To The Secretary to Government in the
Judicial Department.

With reference to my letter of the 14th. Instant I am directed by the Judges of the &c. Foujdaree Adalut to Report, that information has been this day received of 26 additional convicts unser sentence of transportation having arrived at Chingleput making a total of 79 convict Sceadar at the depot. ——

22d. July 1835 (Signed) J. F. Thomas
Register

To

No. To The Joint Criminal Judge of
Guntoor

Sir,

With reference to your letter of the 13th. instant submitting translations received on the 17th. instant of depositions taken from various persons on the subject of the late fire in the Record Room of the Auxiliary Court, and requesting early instructions as to your "treatment towards Denavakey Venkat= "cristniah and colapully nursingarow" I am &c. directed by the Judges of the Foujdaree Adalut to state, that they deem all interference on their part at this Stage of the proceedings unnecessaries, and that you are at full liberty to adopt such measures (within the limits assigned by existing Regulations) with regard to the above named Individuals, &c. as may appear to you to be just and &c. expedient. —— I have the honor to be, &c.

23d. July 1835 (Signed) J. H. Davidson
Head Assistant to the
Register

To

Foujdaree Diary 25th July 1835.

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

I am directed by the Judges of the Foujdaree Adaulut to acknowledge of your receipt of your letter under date 10th Instant, submitting the question proposed by the Zilla of Coimbatore "whether under the provisions of the V. 1831 "it is competent for the Criminal Judge to employ a Suar Ameen to investigate cases "of breach of the Laws in Tobacco Cases sent to the Criminal Court by the Magistrate or "the subordinate Officers of Police according to Clause Sixth Section III of the same "Regulation and whether it is competent for the Government Vakeel to prosecute "such charges before the Suar Ameen and to be the Channel of communications "between the Suar Ameen & Collectors under whose instruction he conduct the prosecu- "tion with reference to Clause Second Section IV Regulation V 1831."

Although the Judges concur with the Provincial Court in opinion, that there is nothing in Clause first Section II Regulation III :: 1833. which directly prohibit a criminal Judge from referring charges of the Nature described to the Suar Ameen for trial, they do not consider such reference to have been intended by the legislature and upon the principle declared in Section VI Regulation VIII. 1827 they are of opinion that such cases should be reserved by the Criminal Judge to be tried by himself or his assistant.

25th July 1835 } (Signed) I. F. Thomas Register

No. To The acting Criminal Judge of Combaconum

Sir,

I am directed by the Judges of the Court of Foujdaree Adaulut to inform you that on their recommendation Government were pleased under date the 17th instant to authorize the disbursement of Rupees (49) Forty nine, for the articles specified in the memorandum which accompanied your letter of the 6th instant.

25th July 1835. } I have the Honor to be, &c.
(Signed) T. H. Davidson
Head Asst. to the Register

To

Foujdaree Diary 27th and 29th July 1835.

No. To The Agent of the Male Asylum Press.

Sir, I am directed by the Judges of the Court of Foujdaree Adaulut to request that 100 Rupees of the accompanying Statement No. 3 and 16 Copies of the Statement No. 4 may be struck off & sent to this office as early as practicable.

I. F. Thomas Register

27th July 1835.

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

Gentlemen.

The Statement No. 4 of the operations of your own Court from the 1st July to 31 December 1834 required by the Circuit Orders of the Foujdaree Adaulut of the 8th January 1829. not having been not furnished, the Judge desire that it may be submitted with the least practicable delay.

(Signed) I. F. Thomas. Register

29th July 1835.

No. To J. A. Oakes Esqr. 1st Judge of the Provincial Court of Circuit in the Centre Division

Sir

I am desired by the Judges of the Court of Foujdaree Adaulut to call upon you to obtain & forward without delay the Statement required by C. O. No. 35 of Batta paid to Prosecutors & Witnesses at the 2d Quarterly Session 1835. held by you.

(Signed) I. F. Thomas. Register

29th July 1835.

To

No 4

To G. Garrow Esqre 1st Judge late on circuit in the Southern Division.

I am directed by the Judges of the Court of Fouydaree Adalut to call upon you obtain & forward the Statements required by C. O. No. 35 of Batta paid to the Prosecutors & witnesses at the different Sessions held by you in the Southern Division subsequent to the issue of the C. O. alluded to.

29th July 1835. (Signed) G. L. Prendergast
Senor Deputy Register

No 5

To G. J. Waters Esqre
acting 2d Judge of the Provincial Court of Circuit
Northern Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to call upon you to obtain and forward without delay the Statements required by C. O. No. 35 of Batta paid to the Prosecutors & 2 witnesses at the 2d Quarterly Session held by you.

29th July 1835. (Signed) G. L. Prendergast
Senor Deputy Register

To

No 6

To C. B. Wrey Esqre
late acting 3d Judge Northern Division

I am directed by the Judges of the Court of Fouydaree Adalut to call upon you to obtain & forward without delay the Statement required by C. O. No. 35, Fouydaree Batta to Prosecutors & witnesses at the Sessions held by you at Nellore & Guntoor.

29th July 1835. (Signed) G. L. Prendergast
Senior Deputy Register.

No 7

To The acting Criminal Judge of Rajahmundry

Sir,

With reference to your letter of the 16th instant, I am directed by the Judges of the Fouydaree Adalut to desire that you will report for their information and that of the Government whether in the Fort of Rajahmundry there are not some buildings which can be rendered available for the purpose of storing the Grain which either has been or may be purchased for the consumption of the Prisoners under the authority conveyed by the circular order No. 34 to Officers in charge of Jails under their Presidency.

I have the Honor to be, &c.

29th July 1835. (Signed) J. H. Davidson
Head Assistant to the Register

To

No. To C. B. Wray Esqre late acting 3d Judge of the

Sir, Provincial Court of circuit in the

Northern Division

I am desired by the Judges of the Court of Foujdaree Adaulut to transmit to you the accompanying copy of a translation of the communication made to the 1st Judge of the Provincial Court of Circuit by the mooftee shewing that he remained at nellore under instruction received from you instead of Proceedings to Masulipatam after the close of the Sessions, and to request that you will explain the grounds upon which you issued the instruction in question.—

(Signed) G. L. Prendergast
Senior Deputy Register

30th July 1835.

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

The same to the Centre Southern and Northern Divisions.

I am directed by the Judges of the Foujdaree Adaulut to forward to you the accompanying three printed Copies of the Circular order of the Foujdaree Adaulut for the use of the Judge.—

30th July 1835 } (Signed) I. F. Thomas
Register

To

No. To The Second Judge on circuit in the

Sir, Centre Division.—

I am directed by the Judges of the Foujdaree Adaulut to acknowledge the receipt of your letter of the 18th Instant, referring the question, whether under the circumstances of a case as detailed by you, you are at liberty to "punish the Prosecutors and witnesses under Section VII Regulation XIII of 1832, or send such of them as were not examined by you to the Joint Criminal Judge "to be punished".

2 Under the Regulation in force, it rests, in the opinion of the Judges, altogether with the officer holding the investigation to determine, whether the inconsistencies and contradictions in any case before him are such, as to amount, either to gross prevarication, or to perjury; and that he cannot call upon the Foujdaree Adaulut to resolve this point for him. The Court do not consider the reference before them are therefore that they can regularly answer, and it will be your duty to exercise your own Judgement in disposing of the case.—

31st July 1835. } (Signed) I. F. Thomas
Register

To

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

No. To The 2d Judge on Circuit in the Centre Division -

Sir

I am directed by the Judges of the Foujdaree Adalut to reply in the affirmative to the question submitted in your communication of the 24th ult. instant - whether the authority conveyed by the letter from the Register of the 24th December 1833 is to be considered as cancelled by their proceedings under date the 22d instant, declaring that "the Record of a refered trial should be complete as it regards all the prisoners" -

I am directed to add that the order of the 24th December 1833 would appear to have been passed by a single Judge, not now a member of the Court and that the present Judges of the Foujdaree Adalut deem the mode of proceeding which it countenanced, unauthorized by any provision of the Regulations, and in practice highly objectionable -

I have the honor to be, &c.

31st July 1835 } (Signed) J. H. Davidson
Asst to the Register

To

No

To The Criminal Judge of Nellore.

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 18th instant, communicating the occurence of a mistake in carrying into effect the sentence passed by the Hindoo Sudr ameen against two of prisoners, named Gunoheem Venkatarumoodoo, and Gunoheem Nursoogarudoo in case No 247. of 1834

The Judges of the Foujdaree Udalut are willing to believe that a transaction so discreditable as that now brought to their notice, is the consequence of the advanced age and impaired of faculties of Venkatacharloo, rendering him unequal to the efficient discharge of his public duties; and on this ground alone, have they repaired from ordering his immediate dismissal from office.

The Judges of the Foujdaree Udalut now direct that you do immediately upon the receipt of this communication, submit to them a report on the precise age of the Sudr ameen, and the number

number of years during which he has been in the employ of the Government; that you at the same time state whether you consider him entitled to a pension, and that pending this reference, that officer be suspended from his situation.—

The Judges further direct that the two prisoners in question be forthwith set at liberty

I have the honor to be, &c.

31st July 1835.—

(Signed) J. H. Davidson

Head assistant to the Register

To

No. To The Chief Secretary to Government

Sir

I am directed by the Judges of the Court of Foujdaree Adaulut to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying copy of a letter numication dated the 23d ultimo addressed by the native Criminal Judge at Vizagapatam to the Provincial Court of Circuit relative to the supply of grain for the subsistence of the prisoners in the Jail under his charge agreeably to the C. O. R. 34 of the 16th March last and to request that the charge of 8 Rupees per mensem for the rent of the two Goodowns in which the grain is to be stored may receive the sanction of Government.

31st July 1835. (Signed) G. L. Prendergast.
Senior Deputy Register

To The Chief Secretary to Government

I am directed by the Judges of the Foujdaree Adaulut to acknowledge to receipt of your letters under date the 24th Instant transmitting copy of a Communication from the acting Joint Criminal Judge at Masulipatam, accompanied by a list of property to sent up by the different Head of Police from

"from august 1833 to June 1834 for which no clai=
"mants have appeared" and which he purposes to sell
as early as possible and requesting the opinion of
the Judge "whether there is any objection to the disposal
of the property in the manner suggested."

In reply, the Judge direct me to state, that they
are not aware of any objection to the measure pro=
=posed by the acting Joint Criminal Judge, which they believe to have been for a long period the
ordinary course of proceeding. They consider it how
ever desirable, that of the property should be
published through out the district, and time allowed
for parties to appear and prove theirs to the before
the actual sale take place.

31st July 1835. (Signed) P. F. Thomas
Register

No. To The Chief Secretary to Government.

Sir

1 I am directed by the Judges of the Foujdaree
Adaulut to solicit the instructions of Government on
the accompanying reference which has been submitted
by the Criminal Judge of Cuddapah through the
Provincial Court of Circuit Centre Division under
date 21st Instant.

2 The Judges have laid down the General rule, that

that the Children of convicts cannot be received into Jail, nor supported at the cost of Government, but there must arise cases, of which the reference from the Criminal Judge of Cuddapah is an instance, where it will be next to impossible to enforce this rule— and they would o. submit therefore for the consideration of the Right Honorable the Governor in Council, whether a discretion might not be vested in the Foy daree Adalut, of the nature proposed by Mr. G. Casamajor in the following o. Extract from the Proceedings of the Court of Circuit at 1st. Sessions Bellary under date 21st May last.—

"The Criminal Judge will apply thro' the "Provincial Court to the Foy daree Adalut for authority "to put the Children out to be brought up on a small "monthly allowance / from 2 to 4 Rupees each would "probably be found sufficient / and some person "of their own caste / tho not connected / might no doubt "be found to take them."

31st July 1835.— I. F. Thomas.
Register.

No. To the Magistrate of
Nellore

Sir.

I am directed by the Judges of the Court of Foy daree Adalut

Foy daree Diary 31st July 1835.—

Adalut to acknowledge the receipt of your letter of the 23d. Instant requesting instructions as to the course of proceeding to be adopted respecting two prisoners who were charged before the Head of Police of Nellore on the 21st June 1834 with the robbery of 800 Rupees were duly forwarded to the Criminal Court & released by the assistant of Criminal Judge and who having been indicted at the last Sessions of have been returned to you by order of the Supreme Court— the Bill against the o. prisoners having been ignored by the grand jury.—

The case in question being beyond the jurisdiction of the Criminal Court, the prisoners would only have been discharged for want of evidence and it competent to you to order the transmission to the criminal Court on fresh evidence if any is forthcoming but not on the same testimony that has been already adduced against them.—

as the Provincial Court of Circuit in the channel of communication through which your letter & order should have been forwarded you will be pleased to transmit to their copy of it and of this reply.—

The original enclosures are returned agreeably to your request.—

(Signed) I. F. Thomas
Register

31st July
1835.—

Foujdaree Diary 3rd August 1835.

No. To The Criminal Judge of
Malabar

Sir,

Adverting to your letter of the
27th received on the 29th Ultimo I am directed by
the Judges of the Foujdaree Adalut to desire, that
you will place a party of (100) one hundred Convicts,
immediately after the monsoon at the disposal of the
Magistrate of Malabar for the purpose of being
employed in improving the roads in the vicinity of
Palghaut.

August 3rd
1835

I have the honor to be &c.
(Signed) T. H. Davidson
Head Assistant to the Register

No To The Chief Secretary to
Government

Sir,

Adverting to the Extract from the
Minutes of Consultation under date the 30th Ultimo.
I am directed by the Judges of the Foujdaree Adalut
to state for the information of Government that orders have
under this date been issued to the Criminal Judge of Malabar,
instructing him to place a party of (100) one hundred convicts
immediately after the Monsoon at the disposal of the
Magistrate of that District, for the purpose of being employed in
improving the roads in the vicinity of Palghaut. Mr.
Nelson, having, in a communication which reached
this office on the 29th instant reported, that there is no
accommodation affording due security for the above number
of

of Convicts within the Fort at that Station

I have the honor to be &c

3d August 1835 } (Signed) T. H. Davidson
Head Assistant to the Register

To The Provincial Court of Circuit in the
Gentlemen, Southern Division

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 6th ultimo, and to inform you that on their recommendation, Government were pleased under date the 28th ultimo, to sanction submitted by the Magistrate of Foujdaree showing the amount paid to the Sibbundies in Charge of the Convicts transferred from the Jails at Trichinopoly and Combaconum:— being Rupees 1128- -- 11) Eleven hundred and twenty eight, and price Eleven.

You will be pleased to make the necessary Communication on the subject to the Magistrate of Tanjore

I have the honor to be &c

4th August 1835 } (Signed) T. H. Davidson
Head Assistant to the Register

To The Second Judge on Circuit
Centre Division

In reply to your letter of the 28th ultimo, the Judges of the Foujdaree Udalut, the Judges of the Foujdaree Udalut direct me to inform you, that they are decidedly of opinion that it is not proper for a Judge and Circuit

Circuit to notice petition such to him by Vappal, and that persons seeking the interference of the Court of Circuit must appear in person, or by Vakeel

4th August 1835 } (Signed) J. F. Thomas
Register

To The Provincial Court of Circuit in the
Gentlemen, Centre Division

I am directed by the Judges of the Foujdaree Udalut to forward to you the accompanying Copy of an Extract from the Minutes of Consultation under date the 28th Ultimo, and to desire that transcripts of the same together with Copies of Regulation X of 1832 and Regulation 1 of 1833 may immediately be furnished to the officers in Charge of Convicts at the Stations of Arcot, Arnee Vakeel

I have the honor to be &c

5th August 1835 } (Signed) T. H. Davidson
Head Assistant to the Register

To The Chief Secretary to Government
Sir

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of the order of Government No. 530 dated the 24th and of your letter of the 17th Ultimo, in reply to the communications from this office of the 29th May last and the 16th Ultimo, representing the inconvenience to which the European Soldiers at Trichinopoly are exposed, by being required to appear Criminal Cases

before

before the Court at Combaconum.

2 In your letter of the 17th the Judges are informed, that this subject will receive attention when the proposed "modifications of the Judicial System shall be resolved upon" and they are requested "in the mean time to "suggest any arrangement other than that of the establishment "of the Zillah or Auxiliary Court by which the inconvenience "complained of can be temporarily remedied".

3. The only remedial measure which the Judges can suggest, is the immediate enactment of provisions, which shall authorize a Quarter Sessions being held at Trichinopoly; and vest the Magistrate in cases where European Soldiers are concerned, either as parties or witnesses, with the powers of the Criminal Courts.

4 This latter provision would appear to be peculiarly called for in the case of the sale of Regimental necessaries as there can be no doubt, that the distance of the Criminal Court must strongly operate as a bar to a successful prosecution and conviction for this offence. The Judges deem it highly desirable that this crime should be at once declared Cognizable by the Magistrate.

5th August 1835 } [Signed] J F Thomas
Register

To The Chief Secretary to Government

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adalut with reference to the orders of Government of the 26th Ultimo to submit the accompanying copies of the letter addressed

addressed to the Criminal Judge of Cuddapah and Nellore and of the replies of those officers dated respectively the 17th and 18th instant relative to the supply of Paper from the Jails under their charge.

2 The Criminal Judge of Cuddapa states that to enable him to furnish the requisite quantity of Cartridge Paper - a specimen of which is enclosed - the proper Manufactory must be enlarged at an Expence of Rupees 155. 13. 6 which the Judges accordingly recommend may be immediately sanctioned

3 It would appear from the letter of the Criminal Judge of Nellore that to enable him to manufacture the quantity of paper required an Expenditure to the amount of 1100 Rupees will be necessary, and in that case that he could supply the quantity required in a year from the beginning of January 1836"

4. Under these circumstances I may directed to request the further instructions of Government as it would appear that with addition to the present manufactory the Criminal Judge of Nellore could not furnish any part of the supply required at the Presidency

5th August 1835 } [Signed] G B Prendergast
Senr Depty Register

To

Foujdaree Diary 6th August 1835.

No. To The Acting Joint Criminal Judge of Masulipatam

Returning the summons sent up in his letter of the dated the 25th Ultimo with an endorsement by the Nazer of this Court -

(Here enter No)

To

Foujdaree Diary 6th & 7th August 1835.

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

Gentlemen

Adverting to my letter of the 29th May 1834, I am directed by the Judges of the Foujdaree Adalut to forward to you the annexed copy of an Extract from the Minutes of Consultation under date the 28th ultimo, and to desire that a transcript of the same may be furnished to the Criminal Judge of Cuddapah for his information

6th August 1835 } /Signed/ T H Davidson
Head Assistant to the Register

No. To The Magistrate of Nellore

Sir,

1 In reply to your reference under date 25th Ultimo, requesting to be informed, whether all unclaimed property excepting stray should be made over to the Zillah Judge I am directed by the Judges of the Foujdaree Adalut to state their opinion, that it is the duty of the Judge, and not of the Magistrate to take Charge of such property; though it may not come specifically within the provisions of Clause Seventh XVI Regulation III - 1802.

2 Such would appear to have been the uniform practice for 1 being period in other Zillas of Section XII and LII Regulation XI of 1816 restrict the Magistrates interference to the case of strays

7th August 1835 } /Signed/ J. F. Thomas
Register

To

Fouydaree Diary 8th August 1835

No To The Provincial Court of Circuit in the
Northern Division

To

Fouydaree Diary 8th & 10th August 1835

No To The Provincial Court of Circuit in the
Western Division

Gentlemen,

1 With reference to your letter of the 6th ultimo I am directed by the Judges of the Fouydaree Adalut to desire that you will inform the Acting Criminal Judge of Canara, that on their recommendation Government were pleased under date the 31st ultimo to authorize the employment of (8) eight Peons in addition to the establishment at present allowed for the fixed guard of the Jail under that officers charge

2 I am further directed to state with reference to para 5 of the Acting Criminal Judge's letter to the Provincial Court under date the 18th June last, that the Judges of the Fouydaree Adalut have declined to recommend for sanction the employment of a Goomastah to keep the accounts on the ground that an officer of this description is allowed in no other Jail under this Presidency and that, if assistance be at any time required, the services of a Goomastah of the Court Establishment might be rendered available for the purpose

8th August 1835 } (Signed) J H Davidson
Head Assistant to the Register

To The Magistrate of Chingleput

Sir,

With reference to your letter of the 3d instant. I am directed by the Judges of the Fouydaree Adalut to forward to you the annexed Copy of a Communication addressed

addressed under this date to the Criminal Judges of Chingleput, instructing him immediately to depute from the Establishment of the Zillah Court, one Duffadar, to superintend the peons and convicts recently placed under charge of the commandant of artillery at St Thomas's mount

I am also directed to state that your application for authority to entertain one other Duffadar at Poonamala, and two Cunukkapillys to keep the accounts will be submitted to Government with the recommendation of the Foujdaree Udalut in its favour

10th August 1835. (Signed) T H Davidson
Head Assistant to the Register

No. To The Criminal Judge of Chingleput

Sir,

With reference to the 2nd paragraph of the Annexed copy of a letter dated the 3rd instant from the Magistrate of Chingleput, I am directed by the Judges of the Foujdaree Udalut to desire that You will immediately dispatch one Duffadar from your Establishment for the purpose of superintending the Peons in Charge of the sixty convicts recently deputed to St Thomas's Mount.

The Judges observe that you have forwarded to Poonamala and St Thomas's Mount, twenty seven peons and that in accordance with the orders of the 26th August 1833, one Duffadar should have accompanied them

10th August 1835. (Signed) T H Davidson
Head Assistant to the Register

To

No. 145)

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Foujdaree Udalut to transmit to you to be laid before Government the annexed copy of a letter dated the 3rd instant with the Correspondence referred to in it received from the Magistrate of Chingleput

observing that the Criminal Judge of that Zillah has forwarded in all twenty seven peons to Poonamala and St Thomas's Mount, the Judge of the Foujdaree Udalut have under this date instructed that officer immediately to depute from his Establishment one Duffadar to superintend those at the latter Stations: A proceeding which is Authorized by the orders of the 26th August 1833

It appears however that one Extra Duffadar to superintend the Peons at Poonamala, and two Conicapullies for the purpose of keeping the accounts are required; and the Judges beg therefore to recommend for sanction the application to that effect from the Magistrate of Chingleput

10th August 1835. (Signed) T H Davidson
Head Assistant to the Register

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

Sir,

In reply to your letter of the 28th ultimo I am desired by the Judges of the Court of Foujdaree Udalut on the understanding that the representation made to you by the

the Prisoner Vontepooly Hoonoorogaudoo is correct to communicate their sanction for his retransfer to the Jail at Cuddapah

You will be pleased to forward to this office a copy of the order under the authority of which the prisoner in question was originally sent from Cuddapa to instruct the prisoners in the Chittoor Jail in weaving

10th August 1835.- (Signed) G L Prendergast
Senr Depy Register

Pc. To The Criminal Judge in the Zillah of Chingleput

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to desire, that you will immediately forward to the Superintendent of Police at Madras, all the Convicts in your Jail under sentence of transportation. They are to be embarked on the "Bangue Swallow", which is expected to sail about seven days hence

You will be pleased to transmit to immediately to this Court the usual Calendar of the Prisoners who may be forwarded by you under these instructions—

10th August 1835.- (Signed) J F Thomas
Register

To The Chief Secretary to Government

Sir,

1 With reference to the orders of Government of the 16th of June authorizing outlay of 99 Rupees for putting the prisoners at Samulcotta as also the payment of a rent of 5

Rupees

Rupees per mensem for the building now occupied, till the one to be constructed is finished", I am directed by the Judges of the Foujdaree Adalut to submit the accompanying Copy of a letter from the Acting Criminal Judge at Rajahmundry and of one from the Officer in Charge of the Convicts at Samulcottah received thro' the Provincial Court of Circuit Northern Division and dated respectively the 20th & 17th Ultimo shewing that the use of the building in which the prisoners are at present confined has been secured to Government for 5 years by payment of a premium of 50 Rupees

2 The Judges beg leave to recommend that this arrangement may meet with the sanction of Government

11th August 1835.- (Signed) J F Thomas
Register

(No. 147)

Pc. To The Chief Secretary to Government

Sir

With reference to your letter under date 9th Instant, I am directed by the Judges of the Foujdaree Adalut to report that 87 Convicts under sentence of transportations were to be dispatched this morning from Chingleput for Embarkation at Madras.

The usual Calendars accompanies this communication

12th August 1835.- (Signed) J F Thomas
Register

W. To The Breakwater Executive Committee

Gentlemen,

With reference to your Communication of the 4th instant I have the honor by the order of the Judges of the Foujdaree Adalut to forward to you the annexed Copy of a letter addressed under this date to the Chief Secretary to Government

16th August 1805.- (Signed) T.H. Davidson

Head Assistant to the Regr

(No 148)

W. To The Chief Secretary to Government

W. To The Criminal Judge of Nellore

Sir,

With reference to your letter of the 7th ultimo, I am directed by the Judges of the Foujdaree Adalut to desire that you will immediately dispatch to Madras (160.) one hundred and sixty convicts for whose reception the Breakwater Executive Committee have engaged a house and premises late the property of the Honorable G.K.S. Murray in the neighbourhood of the little Mount.

It appears to the Judges that it will be impracticable to move the whole of the Gang at one and the same time: but you will exercise your discretion in determining the number of parties into which it shall be divided, and in making such arrangements as may seem to you best calculated to ensure their safe custody during the march and the requisite accommodation at the places at which they may halt at night.

The Peons who may accompany the Gang will be detained at the Presidency in the proportion of 1 to 4 convicts: but the Judges propose to recommend to Government that sanction be granted for the employment of Duffadars at the rate of 1 to every 15 Peons

You will also prepare to be forwarded with the Gang duplicate lists of the convicts whom you may select according to the accompanying form, and immediately transmit by the Tappaul, a copy of the same to the Foujdaree Adalut.

The whole of the convicts to be employed on

on works Connected with the Breakwater amount in Number to about Seven hundred and will be placed under the immediate superintendant of Lieut T. C. Cotton of the Corps Engineers. It is expected that a Native Subordinate will be sent by the Criminal Judge of Cuddapah to perform the duties appertaining to the Office of Jailor: but as for so large a body of men the services of a Deputy likewise are considered necessary I am directed to desire that a duly qualified person of this description may accompany the Gang proceeding from the Jail under your charge It is proposed that his salary shall be fixed at the rate of fifteen Rupees per Mensem

Should you be unable to procure the services of an efficient Deputy Jailor, you will be pleased to Communicate the circumstance to this Court immediately in order that no delay may arise in making Applications in other quarters

13th August 1835.— (Signed) T H Davidson
Head Assistant to the Register

No. To The Criminal Judge of Cuddapah

Sir,

With reference to your letter of the 11th Ultimo, I am directed by the Judges of the Foujdaree Udalut to desire that you will immediately dispatch to Madras (180) one hundred and eighty Convicts, for whose reception the Breakwater Executive Committee have engaged a house and premises late the property of the Honorable G. K. L. Murray in the neighbourhood of the little Mount

It appears to the Judges that it will be

be impracticable to move the whole of the Gang at one and the same time but you will Exercise your discretion in determining the number of parties into which it shall be divided and in making such arrangements as may seem to you best Calculated ensure their safe Custody during the March and the requisite accommodation at the places at which they may halt at night

The Peons who may accompany the Convicts will be retained at the Presidency in the proportion of 1 to 4 Convicts: but the Judges propose to recommend to Government that Sanction be granted for the Employment of Duffadars at the rate of 1 to 15 Peons

You will also prepare to be forwarded with the Gang duplicate lists of the Convicts whom you may collect, according to the accompanying form and immediately transmit by the Coppaul, a Copy of the same to the Foujdaree Udalut

The whole of the prisoners about Seven hundred in Number to be Employed in works Connected with the proposed Breakwater, will be placed under under the immediate superintendance Lieut T. C. Cotton of the Corps of Engineers: but as the services of a Native Subordinate will be absolutely necessary, I am directed to desire that you will detail with the Gang from Cuddapah a person whom you may deem fully qualified for the performance of the various duties appertaining to the Office of Jailor It is proposed that his salary shall be that of a Jailor of the first Class.

Should

Should you not be able to procure the services of a duty qualified person of the above mentioned description, you will be pleased to communicate the circumstance to this Court immediately, in order that no delay may arise in making applications in other quarters.—

Lastly I am directed to desire that the Gang may be accompanied by a Goomastah qualified to keep the accounts &c connected with the whole body of convicts to be assembled at Madras: and the Court of Foujdaree Udalut will immediately apply to Government for authority to fix his pay at the rate of fourteen Rupees per mensem

13th August 1835.— (Signed) T H Davidson
Head Assistant to the Register

No. To The Criminal Judge of Chittoor

Sir,

With reference to your letter of the 23rd ultimo, I am directed by the Judges of the Foujdaree Udalut to desire that you will immediately dispatch to Madras (80) eight Convicts for whose reception the Breakwater Executive Committee have engaged a house and premises late the property of the Honorable G.K.L. Murray in the Neighbourhood of the Little Mount

Should you consider it impracticable or inexpedient to move the whole of the Gang at one and the same time, the Judges desire that you will Exercise your discretion in determining the number of parties into which

which it shall be divided, and in making such arrangements as may seem to you best calculated to Ensure their safe custody during the March, and the requisite accommodation at the places at which they may halt at night

The Peons who may accompany the Gang will be retained at the Presidency in the proportion of 1 to 4 Convicts but the Judges propose to recommend to Government that sanction be granted for the Employment of Duffadars at the rate of 1 to every 15 Peons

You will also prepare, to be forwarded with the Gang, duplicate lists of the Convicts whom you may select, according to the accompanying form and immediately transmit by the Tappaul a Copy of the same to the Foujdaree Udalut

13th August 1835.— (Signed) T H Davidson
Head Assistant to the Regr.

No. To the acting Joint Criminal Judge of Cuddalore

Sir,

With reference to your letter of the 10th Ultimo, I am directed by the Judges of the Foujdaree Udalut to desire that you will immediately dispatch to Madras (80) eighty Convicts, for whose reception the Breakwater executive Committee have engaged a house and premises late the property of the Honble G.K.L. Murray, in the Neighbourhood of the little Mount

Should you consider it impracticable or

in

in expedient to move the whole of the Gang at one and the same time, the Judges desire that you will Exercise your discretion in determining the number of parties into which it shall be divided, and in making such arrangements as may seem to you best calculated to ensure their safe custody during the March, and the requisite accommodation at the places at which they may halt at Night

The Peons who may accompany the Gang will be retained at the Presidency in the proportion of 1 to 4 Convicts: but the Judges of the Foujdaree Adalut propose to recommend to Government that sanction be granted for the Employment of Duffadars at the rate of 1 to every 15 Peons.

You will also prepare to be forwarded with the Gang, duplicate lists of the convicts whom you may select, according to the accompanying form, and immediately transmit by the Tappaul a copy of the same to the Foujdaree Adalut

13th August 1835 (Signed) T. H. Davidson
Head Assistant to the Register

No. To The Magistrate of Trichinopoly

Sir,

With reference to your letter of the 11th ultimo, I am directed by the Judges of the Foujdaree Adalut to desire that you will immediately dispatch to Madras (100) convicts for whose reception the Breakwater Executive Committee have engaged of the Honorable G. H. L. Murray in the Neighbourhood of the Little Mount

Should

Should you consider it impracticable or in expedient to move the whole of the Gang at one and the same time, the Judges desire that you will exercise your description in determining the number of parties into which it shall be divided, and in making such arrangements as may deem to you best calculated to Ensure their safe custody during the March, and the requisite accommodation at the places at which they may halt at Night.

The Peons who may accompany the Gang will be retained at the Presidency in the proportion of 1 to 4 Convicts but the Judges propose to recommend to Government that sanction be granted for the Employment of Duffadars at the rate of 1 to every 15 Prisoners

You will also prepare to be forwarded with the Gang duplicate lists of the Convicts whom you may select according to the annexed form, and immediately transmit by the Tappaul a copy of the same to the Foujdaree Adalut

In conclusion I am directed to state that the Criminal Judge of Madura has been instructed to forward to you from the Jail under his Charge (100) Convicts to supply the place of those detached from Trichinopoly to Madras

13th August 1835. (Signed) T. H. Davidson
Head Assistant to the Register

To

Tanjore Diary 13th August 1835.

No. To The Criminal Judge of Madura.

Sir,

I am directed to desire that (100) one hundred Convicts the unexpired period of whose sentences Exceeds two years may immediately be transferred from the Jail under your Charge to Trichinopoly. the Magistrate of that district having been instructed to forward an equal number to Madras for the purpose of being employed under the orders of the Breakwater Executive Committee

13th August 1835. (Signed) T. H. Davidson
Head Assistant to the Regr.

(No. 149)

No. To the Criminal Judge of Madura

Sir,

I am directed by the Judges of the Court of Tanjore Adalut to submit for the purpose of being laid before Government the accompanying copy of para 3rd of the return of the late acting 3rd Judge of the Provincial Court of Circuit in the Northern Division dated the 28th to the Receipt of the Court of Tanjore Adalut of the 1st Ultimo Calling upon him to explain the delay in the transmission of certain Papers

The Judges beg leave to recommend that the late acting 3rd Judge be furnished by entertain two additional writers for one Month at 1½ Rupees each for Gratuity

13th August 1835. (Signed) G. L. Prendergast
Senr. Dy Register

Tanjore Diary 14th August 1835.

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

Gentlemen,

I am directed by the Judges of the Court of Tanjore Adalut to acknowledge the receipt of your letter dated the 9th Ultimo and to transmit to you the accompanying 2 printed forms for the use of the Zilla Court of Rajahmundry

14th August 1835. (Signed) J. F. Thomas
Register

No. To The Criminal Judge of Chingleput

Sir,

The Judges of the Tanjore Adalut direct me to acknowledge the receipt of your letter of the 6th instant forwarding depositions taken on oath from the Deputy Jailor Narrainsawmy and the Peon Venkatasawmy, relative to the escape of a convict named Rungun

2 The Judges direct that such depositions be in future accompanied by translations which they have resolved to dispense with on the present occasion only, as the Convict in question would appear to have been reapprehended without difficulty and almost immediately and his attempt to escape been unattended by any circumstance of importance

14th August 1835. (Signed) T. H. Davidson
Head Assistant to the Register

To The Acting Joint Criminal Judge of Guntoor

Sir,

Two petitions having been recently forwarded by Tappaul to this office from Shashumma and Ackummah, of whom the former represents herself to be the wife of the 1st and sister in law of the 2nd, 3rd and 5th prisoners; and the latter to be the Mother of the same prisoners in No 38 on the Guntoor Calendar for the 1st Sessions of 1835 Complaining of the sentence passed in that case by the Court of Circuit, and praying that the Record may be called up and orders issued for the release of the accused, I am directed to desire that it may be intimated to the above named females that such Petitions can be noticed by the Foujdaree Udalut only when presented in open court, either in person or by an authorized Vakeel

14th August 1835 (Signed) T H Davidson
Head Assistant to the Register

To The Provincial Court of Circuit in the Centre Division

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 3rd Instant and its enclosure from the Criminal Judge of Chittoor requesting their instructions as to the Disposal of the Child aged three Months of a female prisoner brought to the Jail under his charge, and to state

state in reply that it is not the intention to prohibit children at the breast accompanying their Mothers into Jail

15th August 1835 (Signed) G. L. Prendergast
Senior Dep.y Register

To

The acting Joint Criminal Judge at Cuddalore

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 6th Instant reporting that a Prisoner by name Poonapullay has been forwarded to your Court by the Tindavanum Head of Police accused of robbery in two different instances, both unattended with violence and submitting the opinion of the Medical Officer that though not insane he is so deficient in intellectual as to burden upon idiocy

Under these circumstance the Court approve of the suggestion offered in the 3 para of your letter, that he should be delivered to the charge of his father, who is stated to be a Cornum in one of the Villages of the Tendevanum Talook, and they authorize you to adopt the necessary Measures for this purpose

15th August 1835 (Signed) J. F. Thomas
Register

To The Acting Joint Criminal Judge at Masulipatam

Sir,

With reference to your letter of the 15th Ultimo to the Chief Secretary to Government, I am directed by the

the Judges of the Court of Fouzdaree Udalut, under instructions from the Right Honorable the Governor in Council to inform you that they are not aware of any objections to the measure proposed by you to sell off certain property sent up to your Court by the different Heads of Police from August 1833 up to 1st June 1834 for which no claimants have appeared, but that they consider it "desirable that lists of the property should be published throughout the District and time allowed for parties to appear and prove their title before the actual sale takes place

15th August 1835.- /Signed/ J F Thomas
Register

To The Provincial Court of Circuit Centre Division

Gentlemen,

1 In reply to the letter of the Criminal Judge of Chengelput of the 25th forwarded by you under date the 20th Ultimo, I am directed by the Judges of the Court of Fouzdaree Udalut to state that the statements and Sketch plans required by the Circular Order No. 45 are to be prepared and submitted for the First half of this year.-

2. The Sketch plan that the Criminal Judge may furnish should be prepared in his office: best that his office can produce is of course all that can be expected.—

15th August 1835.- (Signed/ G: L. Prendergast
Asstt. Dy. Register-

To

To The Provincial Court of Circuit in the Northern Division

Sir,

I am directed by the Judges of the Fouzdaree Udalut to forward for your Examinations, the accompanying Plan of a jail to be erected at Vizagapatam - The Judge desire, that any suggestions for its improvement which may occur to you may be offered with as little delay as possible

15th August 1835.- /Signed/ J F Thomas
Register

To the Acting Joint Criminal Judge of Masulipatam

Sir,

Prior to the issue of instructions, on your application, under date 31st ultimo, for authority to admit the 2d Prisoner in a case of alleged murder as a witness for the prosecution, the Judge desire to have translation of the depositions of the 2d Prisoners examination before you submitted to them without delay,

15th August 1835. J F Thomas
Register

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Fouzdaree 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 31st Ultimo

Ultimo and of its enclosures from the Magistrate of Madura reporting the manful resistance by two of Brothers to gang of Robbers in the Ramnad jurisdiction: in which one was killed and the other severely wounded and recommending a pension to the family of the deceased and reward of 200 Rupees to the surviving Brother

The Judges support the recommendation of the Magistrate for authority to grant a reward on this occasion but they are of opinion that a allowance to the family by the deceased to the Extent suggested by that officer is or beyond what may perhaps under the circumstances be considered proper and they would accordingly propose the payment, of a sum of 200 Rupees to the family, and, to the surviving Brother who is still to be living separately, of a donation to the amount of 150 Rupees

(Signed) G L Prendergast.
Sent. Dy. Register

To The 2d. Judge on Circuit in the
Sir, Centre Division

In reply to your letter of the 6th Inst. submitting with reference to your former communication of the 18th July, the question, whether persons who give the same accounts on oath before the Criminal and Circuit Courts, but are provided to have before given contrary accounts not on oaths, can be punished under Section VII Regulation XIII of 1832 the Judge direct me to state, that they are decidedly of opinion that such contradiction do not crime within the provisions of Section VII Regulation XIII of 1802

18th August 1835. (Signed) J F Thomas
Register

To The 1st Judge on Circuit in the
Sir, Western Division

With reference to your letter of the 1st Instant, on the subject of the Authorities in the Jail at Calicut, the Judges of the Foujdaree Adalut direct me to observe, that they appear to be now so far advanced, that any interference in Orders on their part would be useless. They have not therefore considered it necessary to enter upon the several points adverted to in your letter

18th August 1835. (Signed) J F Thomas
Register

To The Judge in the Zillah of Combaconum

Combaconum	2	Copies.
Madura	2	Do.
Salem	2	Do.
Coimbatore X	1	Copy
Tinnevelly X	1	Do.
	8	
Malabar	2	Copies
Canara	3	Do.
Tellicherry X	1	Copy
Honore X	1	Do.
	7	
Rajahmundry	2	Copies
Nellore	2	Do.
Chicacole	2	Do.
Masulipatam XI	1	Copy
Guntoor X	1	Do.
	8	
Bellary	2	Copies
Chittoor	2	Do.
Cuddapah	2	Do.
Chingulput	1	Copy
Cuddalore	1	Do.
	8	

Sir,

I am directed by the Judges of the Foujdaree Adalut to forward to you the accompanying printed copies of the Circular Orders of the Foujdaree Adalut for the use of your Court.

18th August 1835 (Signed) J F Thomas
Register

To

(No. 152)

To The Chief Secretary to
Government

Sir,

1 I am obedience to the orders of Government of the 7th Instant No. 563, I am directed by the Judges of the Toyjdaree Adalut to transmit to you, the accompanyeng draft of an enactment, vesting in the Magistrate of Trichinopoly the powers of the Criminal Judge, in cases where European Soldiers may be concerned; and providing for a Quarterly Sessions being held by one of the Judges of the Provincial Court of Circuit in the Southern Division, to facilitate the disposal of such cases.

2 The provisions of the draft do not appear to call for remark, they transfer without limitation all the powers of the Criminal Court to the Magistrate, in the cases specified, substituting in fact that officer for the Criminal Judge, and will effectually secure therefore the object desired by Govt.

19th August 1835. (Signed) I. F. Thomas
Register

To The Chief Secretary to
Government

Sir

I am directed to forward to you to be laid before Government the annexed Copy of Correspondence noted in the Margin with the original estimate therein referred to,

Letter from acting Criminal Judge of Trichinopoly 18th July 1835.
From Toyjdaree Adalut to acting C.J. 21st July 1835.
From acting C.J. to Regr. of T. 4th August 1835.

to, and to state that the Judges of the Toyjdaree Adalut recommend that the acting Criminal Judge of Rajahmundry be authorized to disburse the sum of Rupees (80) eight being the amount of expences incurred or to be incurred in erecting a Godown in which to store the Grain which may be purchased for the consumption of the prisoners, under the authority conveyed to officers in charge of Jails under this Presidency by the Circular order No. 34 a Copy of which was forwarded to Government with my letter of the 16th March last.

I have &c.

19th August 1835. (Signed) T. H. Davidson
Head Assistant

Act. No. — of 1835.

Passed by the Governor General of India in Council on the

1 Be it enacted that it shall be competent to the Governor in Council of Fort St. George, by an order in Council, to authorize a quarterly Sessions to be held before one of the Judges of the Provincial Court of Circuit for the Southern Division at Trichinopoly for the trial of all persons who may be committed by the Magistrate of Trichinopoly by virtue of the authority vested in him under the provisions of the second Section of this Act, and that in such trials the Court of Circuit shall exercise all the power and authority vested in these Courts by the provisions of the regulations in force.

2 First And be it enacted, that in cases when European soldiers may be concerned, either as parties or witnesses, it though be competent, to the Magistrate of

of Trichinopoly, and he is truly required to exercise the power and functions, vested in Criminal Judges by the provision of the General Regulations of the Government Fort St. George subject to the revision and controle therein prescribed.

And be it enacted, that officers of Police shall transmit such Cases to the Magistrate of Trichinopoly, in lieu of forwarding them to the Criminal Judge of the zillah.

19th August 1835. (Signed) S. F. Thomas.

(No. 134)

No. To The Chief Secretary to Government.

1 I am directed by the Judges of the Foujdaree Udalut to forward to you to be laid before Government the annexed copies of two letters dated respecting the 3d and 4th instant received through the Provincial Court of Circuit in the Centre Division from the Criminal Judge of Chingleput.

2 The letter of the 3d instant is accompanied by an (Original) estimate for the Quarterly of Iron required for repairing Pickaxes, Prisoners Chains &c and that of the 4th represents the necessity of a Monthly expenditure of Rupee (1-8) one and a half for Lampoil and Fat to the Wheels of the Treadmill at a cost of Rupee (1-8) one and anas eight.

3 The Judges of the Foujdaree Udalut beg to recommend that the estimate in question amounting to Rupees (22-4-2) Twenty two, anas four and pice two receive the sanction of Government: and that authority be likewise granted to the Criminal Judge for the annual expenditure of Rupees (18-0-0) Eighteen of

20th August 1835. (Signed) J. H. Dadison
Head Asst. to the Register

No.

To The Provincial Court of Circuit in the Northern Division

Gentlemen -

With reference to your letter of the 9th Ultimo forwarding Copy of an application from the native Criminal Judge of Vizagapatam for authority to rent two Godowns at at a Monthly Charge of eight Rupee for the purpose of storing the Grain purchased for the annual Consumption of the prisoners, as direct by the Circular order No. 34 I am directed by the Judges of the Foujdaree Adalut to desire that you will report for the information of Government whether the Grain in question cannot be stored in the out offices attached to the Court House, if there be any, and if not whether some other arrangement cannot be adopted which would obviate the necessity for this Charge -

I have &c

20th August 1835. (Signed) J. H. Davidson
Head Assistant

To The Criminal Judge at Cuddapa

Sir,

With reference to your letter of the 18th Ultimo I am directed by the Judges of the Court of Foujdaree Adalut to inform you that Government were pleased under date the 11th Instant to sanction the disbursement of Rupees 165-12-6 for enlargeng the Paper Manufactory

Manufactory in the Jail under your charge and to request that you will taken measures to secure the transmission to the superintendant of Stationary at Madras of the required quantity of Cartridge Paper Viz. 200 Reams on or before the Month of January next.

You will be pleased to furnish 15th August the Provincial Court of Circuit with Copy of this letter.

20th August 1835. (Signed) J. F. Thomas.

Register

To The Provincial Court of Circuit in the Northern Division

Gentlemen.

I am directed by the Judges of the Court of Foujdaree Adalut with reference to the Correspondence which has already passed upon the Subject, to request that you will ascertain from the Criminal Judge at Nellore and report without delay, the largest quantity of Demy size and foolscape size Country Paper that can be furnished from the Jail under his charge in or before the Month of January 1836. and from that period annually.

The Government are not prepared to sanction any additional expence if possible to be avoided and it occurs to the Judges that by the application of the labor of a large number than usual of prisoners to the Manufacture more ample supply might be obtained then that mentioned in the letter of the Criminal Judge under date the 28th January last addressed to your Court.

20th August 1835. (Signed) J. F. Thomas

Register

To The Criminal Judge at Chingleput.

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to request that you will report as early as possible what quantity of demy and foolscap size Country Paper, as nearly as practicable similar to the specimens herein enclosed, can be furnished from the Jail under your charge on or before the Month of January 1836. and from that period annually.

You will be pleased to transmit information on the following points what may be the cost of the labor of Convicts working in the Manufacture per ream of Demy size, and Foolscap Paper.

1st. What is the regular Cart hire from Chingleput to Madras each Cart Carrying 30 Reams of Demy size or 40 Reams of foolscap size.

2d. What is the most secure and cheap mode of packing and charge for the same.

This letter having been addressed to you direct to obviate delay - you will furnish to the Provincial Court of Circuit copy of it as well as of your reply to this Court which it is expected you will forward as soon as possible.

20th August 1835. (Signed) G. L. Prendergast

Senior Dy. Register

To.

To The Criminal Judge at
Chittoor.

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to request that you will report as early as possible what quantity of demy and foolscap size Country Paper as nearly as practicable similar to the specimens herein enclosed, can be furnished from the Jail under your charge in or before the Month of January 1836. and from that period annually.

You will be pleased to transmit information on the following points what may be the cost of the labor of Convicts working in the Manufacture, per ream Demy size - and Foolscap paper -

1st What is the regular Cart hire from Chittoor to Madras each Cart carrying 30 Reams of Demy size or 40 Reams of foolscap size -

3d What is the Most secure and cheap mode of packing and charge from the same.

This letter having been addressed to you direct to abviate delay - you will furnish to the Provincial Court of Circuit Copy of it. as well as of your reply to this Court which it is expected you will forward as soon as possible -

20th August 1835. (Signed) J. L. Brandegast
Senior Dy. Register

To

No.

To The Provincial Court of Circuit in the Southern Division

Gentlemen,

I am directed by the Judges of the Foujdaree Udalut to forward to you for your information, and for the purpose of being communicated to the Magistrates of Trichinopoly the annexed copies of Documents noted in Margin -

21st August 1835. (Signed) T. H. Davidson
Head Asst. to the Register.

To The Acting Criminal Judge of Canara.-

Sir,

1 I am directed by the Judges of the Foujdaree Udalut under instructions received from Government to desire that if so many can be spared without detriment to the public works at present being carried on, you will immediately forward from the Jail under your charge to the Officer commanding in Malabar and canara (55) fifty five convicts to be employed in repairing the roads within the cantonment of Cannanore. -

2 The Judges of the Foujdaree Udalut deem it desirable that for the above duty a selection should be made of those convicts, the unexpired period of whose sentences is not less than Eighteen Months, nor more than seven years. -

3 You will be pleased to report without delay what you may do in pursuance of these instructions: and should any circumstances arise, to render the adoption of the proposed

proposed measur in your opinion either impracticable or inexpedient, you will make an immediate communication upon the subject to the Foujdaree Udalut.-

4 With respect to the custody of the Gang while under charge of the Officer commanding in Malabar and Canara, I am directed to desire that a strict conformity to the Circular orders which prescribe the proportion of Peons to convicts and of Duffadars to Peons be observed.-

21st August 1835.- (Signed) J. H. Davidson
Head Asst. to the Register.-

No. (No. 154)
To The Chief Secretary to Government.-

Sir,

1 I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of the annual Return for 1834/5 of Madras convicts at Malacca, transmitted with the Order of Government No. 517 of the 21st Ultimo.-

2. The Judges observe throughout this return, that numbers of the convicts are employed in a mode altogether at variance with their sentences, of "hard labor in irons" on the roads or other public works.-

3. Some are reported to be "Providing for themselves", suffering, it would appear, no part of their sentence, but that of expatriation.- Others to be, set out" the Judge conclude as private servants, and necessarily therefore in circumstances of most comfort; others, even in offices of some trust; one is returned

returned as a chokedar, and several in coire of the commissariat Bullocks, One individual, No. 117 under sentence for returning from transportation, is stated to be in the charge of Bungalows.- the Judges can with difficulty suppose, that he can be under the due restraint to prevent the repetition of his offence.-

4 They deem it to be their duty earnestly to request the attention of the Right Honorable the Governor in Council to this subject for they cannot strongly deprecate the evil which must ensue, if a sentence of transportation is rendered of no effect at present it is a most valuable secondary punishment: but if it shall be the case, when the indulgencies granted to the transported convict be come generally known, the Judges fear that no other adequate check will be found for the suppression of the heinous offences for which transportation can now be safely adjudged but the penalty of death.-

5 They need not press the importance therefore of a different treatment of the convicts under sentence of transportation and should it be eventually found, that the means of fulfilling the sentence of this Court, of hard labor in irons on the roads or other public works do not exist at Malacca, the Judges would suggest, that it might be desirable that the convicts from this Presidency should be sent by sea to Calcutta and there imprisoned in the Alipore Jails where the sentence would be duly enforced.-

22nd August 1835.- (Signed) J. F. Thomas
Register.-

To The Provincial Court of Circuit in the Northern Division.

Gentlemen, With reference to your letter of the 25th Ultimo, received

received on the 31st instant forwarding copies of communications from the Acting Criminal Judge of Rajahmundry and the officer commanding Samalcottah, respecting an arrangement concluded by the latter officer with the owner of the house now occupied by the convicts detached from the Jail at Rajahmundry, by which the use of the building is secured to the Government for a period of five years certain on the payment of a bonus of fifty Rupees, I am directed by the Judges of the Foujdaree Udalut to desire that the result of the reference which has been made upon the subject to Government, as shown in the annexed copy of an extract from the Minutes of Consultation under date the 14th instant may be communicated to Mr. Preave and Major Sarjent respectively.-

22nd August 1835.-

(Signed) J. H. Davidson
Head Asst. to the Register.-

Foujdaree Diary 25th August 1835.-

No.

To The Provincial Court of Circuit in the Centre Division.-

Gentleman-

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 12th Instant submitting the order of the Provincial Court of Circuit for the transfer of the convict to Honoorgaudoo from Cuddapah to Chittoor for the purpose of instructing the prisoners at Chittoor in weaving.-

The Judges observe that the Circular Orders of the Foujdaree Udalut of the 19th January 1831 have been misapprehended by the Provincial Court of Circuit The power to remove prisoners from an Jail to another is vested by clause fifth Section VIII Regulation XV 1803 in the Foujdaree Udalut also and it was not the intention therefore to the 4th Para of their Circular Order cited by the Provincial Court × to grant this authority to the lower Courts.-

25th August 1835. (Signed) J. F. Thomas-
Register-

(No. 156)

× in their letter to the Criminal Judge of Cuddapah dated 24th August 1835.-

No.

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Foujdaree Udalut

Udalut to request that you will lay before the Right Honorable the Governor in Council, the annexed Copy of a letter dated the 5th and received on the 17th instant through the Provincial Court of Circuit in the Southern Division from the Joint Criminal Judge of Madura, applying for special sanction for the charge incurred on his Court in Fusly 1243 on account of the pay of a Jail Jemadar.-

2 A reference to paras 46 and 47 of the Extract from the Proceedings of the Foujdaree Udalut under date the 20th august 1833 and to paras 4 and 5 of the letter from the (then) officiating Secretary to Government in the Judicial Department dated the 17th September of the same year, will sufficiently explain the circumstances under which the Native Officer in question was employed.-

3 The Judges of the Foujdaree Udalut beg to recommend that the Civil auditor (at whose request the present reference is made) be authorized to pass the charge amounting to Rupees (60 " 4 " 8") sixty, anas four and pice eight.-

August 25 1835.-

(Signed) J. F. Thomas.

Register.-

No.

To

The Criminal Judge of Malabar.-

Sir,

I am directed by the Judge of the Foujdaree Udalut to acknowledge the receipt of your letter of the 10th Instant reporting that the works in progress at your Jail require the services "of every working convict;" and requesting the Judges thefore to modify their instruction of the 3rd Instant for the transfer of 100 Convicts to the charge of the Principal Collector.-

Under the circumstances represented the Judge authorize you to postpone the execution of their orders until the works at the Jail have been completed.- But they desire me to sent out to you that it would have been more satisfactory, if you had made known the objection to the immediate transfer of the convicts in your former in and not have left it unnoticed, till the orders of the Foujdaree Udalut had been issued.-

26th August 1835.- (Signed) J. F. Thomas.-

Register.

(No. 159)

No.

To The Chief Secretary to Government.-

Sir,

With reference to the orders of Government of the 30th June last, No. 747. directing the transfer of

100

Foujdaree Diary 27th August 1834.-

100 Convicts from the Jail at Calicut to the charge of the Principal Collector of Malabar; for the purpose of improving the road in the vicinity of Polghaut I am directed by the Judges of the Foujdaree Udalut to transmit to you for the information of the Right Honorable the Governor in Council the accompanying copy of a letter from the Criminal Judge of Malabar of the 10th Instant, and of the orders of the Court, thereon, authorized the Criminal Judge to delay the transfer directed, till the works in progress at his Jail on completed.-

26th August 1835.- (Signed) J. F. Thomas.-
Register.-

No. To The Dy Commissary General.-

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 21st Instant and to inform you in reply that the regulated allowance in grain for each prisoner, has been fixed by the Court at 180 Rs. weight- pe diem to this, is added a small money allowance averaging about 4 Pice daily per head for covering the cost of fire wood and of the ordinary condiments Salt- Chillies Tamrein-

Chattles Rs.

2 Luxuries as Betel, Tabacco, Opium &c and Meat are to not allow except on the requisition of the Medical Officer.- Each Prisoner is allowed one comply per annum, are in cotton cloth every six months if necessary, will bamboo mats for sleeping upon.-

3 The Prisoners prepare their own food and cook will not be required the clothes and kumble are to be issued only on the requisition of the officer in charge of the convict.-

27th August 1835.- (Signed) J. F. Thomas
Register

Foujdaree Diary 27th August 1835.-

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

I am direct by the Judges of the Foujdaree Udalut, to acknowledge the receipt of your letter of the 10th Instant, forwarding the copy of a communication from the Acting Criminal Judge of Chicacole, reporting the circumstances of a case sent at to his Court by the Magistrate.-

In the in question it appears, that the Tyrang of a Native Vessel is charged by the molem with having taken forcible possession of her, carried her from Kedgeree away, and finally plundered and abondoned her off Ganjam; and the orders of the Court an requested as to the disposit of the charge.-

The Judges of the Foujdaree Udalut are of opinion, that the Criminal Judge as such has no jurisdiction in this case: the offence having been committed on the High seas, on within the Bengal Preciding / at Kedgeree /-

and that it will be his duty therefore to return it to the Magistrate, who can only take cognizance of it, as Justice of the Peace as explained in the Circular order of the Foujdaree Udaree No. 9 dated 31st July 1834.-

27th August 1835- (Signed) J. F. Thomas-
Register.-

No.

To

Lieut.t F. C. Cotton
Vea. Vea. Vea.

Sir,

Government having intimated to the Foujdaree Udalut that the convicts who are to be employed at Madras on works connected with the proposed Breackwater will be placed under your superintendance, I am directed by the Judges to forward to you for your guidance the annexed Copies of Rules framed for the management of the Public Jails under this Presidency and of the circular orders noted in the Margin respecting the Dieting Vea. of prisoners.- accompanied by a Form of statement to be furnished to this office at the expiration of each month.-

25th January 1830
12th July 1830
27th October 1830
25th January 1832
5th June 1832
19th Novr. 1832
No. 10 28th Sept. 1834.

2 The Criminal Judge of Chittoor has reported that a Gang of (40) forty convicts left that station on the morning of the 17th instant and may be expected to reach Madras or or about the 27th instant: and that another party consisting of an equal number will leave Chittoor in about eight days.

3 For information respecting the custody Vea. of the convicts while located at the Presidency, I am directed to refer you to the annexed Copy of a letter addressed under date the 13th instant to the Chief Secretary to Government and to

27th August.-

to state that the result of the application therein made for authority to employ certain extra servants Vea. will be communicated to you in due course.-

28th August 1835.- (Signed) J. H. Davidson.-
Head Asst. to the Register.-

To The Judges of the Provincial Court of Circuit in the Southern Division.-

Gentlemen,

I am directed by the Judges of the Foujdaree Udalut to forward to you the annexed copy of an order of Government dated the 14th instant (upon a Letter addressed by the second Judge on Circuit in the Southern Division to the Chief Secretary dated the 9th instant) communicating the resolution of the Right Honorable the Governor in Council, that "under the provisions of Regulation II of 1810.- "Valungapoody Thaver late Zemendar of Chocumpetty shall for a "time at least be confined as a state prisoner under the orders of "the Magistrate of Bellaree in the Hill Fort at Ghooty"- and requesting the Foujdaree Udalut to order his removal" to that place.-

The Judges accordingly direct that you do, immediately upon the receipt of this communication, furnish a transcript of it and of the order of Government to the Joint Criminal Judge of Tinnevelly, and instruct that officer to transfer the Ex: Zemendar without delay to the custody of the Magistrate of Bellaree adopting such arrangements for the safe transmission Vea. of the prisoner as the circumstances of the case may appear to render necessary.-

You will be pleased to report to the Foujdaree Udalut what measures have been taken in pursuance of these instructions.-

August 28th 1835.- (Signed) J. H. Davidson
Head Asst. to the Register

To The Provincial Court of Circuit in the
Centre Division.-

Gentlemen,

I am directed by the Judges of the Foujdaree Udalut to forward to you the annexed Copies of the Documents noted in the margin, and to call your particular attention to the concluding paragraph of the order of Government under date the 14th instant which requires the Judge on Circuit to visit in his place of confinement the prisoner valungapoody Thaver late Zemindar of Chokumputty and to make the Report refered to in Clause Second Section IV Regulation II of 1819.-

2 You will be pleased to furnish transcripts of Mr. Dickinson's letter to the chief Secretary, of the order of Government upon it, and of this communication, to the Third Judge now on circuit in the Centre Division.-

3 You will also taken notice that a copy of the order of Government with the warrant therein alluded to has been forwarded by Government direct to the Magistrate of Bellaree, and I am directed to add that the necessary instructions have been already issued from this office to the Public Officers concerned in the Southern Division.-

August 28th 1835.- (Signed) J. H. Davidson
Head Asst. to the Register

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

Gentlemen,

With reference to your letter of the 17th instant forwarding

forwarding Copy of a correspondence with the Acting Criminal Judge of Combaconum, respecting the suggestion by that Officer that in the case of convicts under sentence of Transportation branding the cheek with a hot Iron be substituted for the usual process termed Godena I am directed by the Judges of the Foujdaree Udalut to state that in their opinion, the representations of Mr. Lewin afford no sufficient founds for recommending to the Legislature any alteration of the existing Law.-

August 28th 1835.- (Signed) J. H. Davidson
Head Asst. to the Register

No. (No. 159)
To The Chief Secretary to Government.-

Sir,

With reference to para 37 of the Extract from the Proceedings of the sudr Udalut under date the 17th March 1835, I am directed to request that you will lay before Government the annexed copy of a letter dated the 11th instant and of its accompanying Memorandum from Mr. G. Nicholls late acting Judge in the Provincial Court in the Centre Division requesting to be relieved from the retrenchment made against him on account of the stay of an additional Moollah employed from the 16th January to the 28th February 1834.-

It appears that from these being two Judges on Circuit at one and the same time in the Centre Division each attended by a complete establishment, Mr. Nicholls, was left in charge of the Provincial Court at Chittoor without a

Moolla

moolla and that consequently to enable him to carry on the busines of the Sessions the employment of an additional servant of the above discription, became indispensably requisite.-

Under these circumstances and adverting to the observation contained in para 3 of the letter under consideration the Judge of the Suder Udalut beg to recommend that the charge in question amounting to Rupees (15:2) Fifteen and anas two receive the sanction of Government.-

29th August 1835.- (Signed) J. H. Davidson
Head Asst. to the Registr.

No. To C. B. Wrey Esqre late Acting Third Judge of the Provincial Court of Circuit in the Northern Division

Sir,

1 On case No. 18 of the Masulipatam Calendar for the 4th Quarter Sessions of 1834 in which "Narapitla Pedda Somadoo is charged with Rebellion appears the following Remark:- "The Record of this Trial will be the latest prepared "as it is expected that a very clear case of Murder will be "established against the Prisoner in the present Sessions."-

2 The case of Murder having been disposed of and the prisoner acquitted by the acting Second Judge Mr. Waters, I am directed by the Judges of the Fouzdaree Udalut to desire that english and Persian Translation of the Proceedings held (before you) in case No. 18 may be immediately submitted for their consideration and final Judgement.-

29th August 1835.- (Signed) J. H. Davidson
Head Asst. to the Registr.

No. To The Criminal Judge of Chittoor.-

Sir,

With reference to your letter of the 20th instant I am directed by the Judges of the Fouzdaree Udalut to inform you that the subject of the additional Jail establishment employed in the Zillah Court of Chittoor during Fusly 1243, is still before Government whose finial orders when received will be communicated to you in due course.-

29th August 1835.- (Signed) J. H. Davidson
Head Asst. to the Registr.

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

Gentlemen,

I am directed by the Judges of the Court of Poydaree Adalut to acknowledge the receipt of your letter of the 27th Instant and of its enclosure from the native Criminal Judge of Cumbum applying for further sanction for the continuance on his establishment of two additional Gomastahs employed under the orders of Government of the 18th April 1834.-

2 The charge for the Gomastahs in question was incurred solely on account of the Sudr Ameen and it ought therefore to have been discontinued upon the removal of that officer under the order of the Court of the 14th May last the moonsiffship of Bungamapully. The Provincial Court of Circuit will accordingly instruct the native charge to discharge the two Gomastahs at once warning him at the same time of his liability to be held responsible for the charge from the time the Sudr ameen was discontinued.-

31st August 1835. (Signed) G. L. Prendergast
Seant. Dpt. Register.-

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

Gentlemen,

With reference to your letter of the 27th ultimo, I am directed by the Judges of the Poydaree Adalut to desire that you will call upon the Criminal Judge of Chittoor to report more fully the circumstances which rendered necessary the employment of 1 Jemadar 1 Duffadar and 1 Peon at Arcot, during an enquiry respecting

respecting the escape of three prisoners at that station, and further to state whether authority for entertaining those additional servants was previously obtained

In the absence of information on these points, the Judges are precluded from submitting the application to Government.-

31st August 1835. (Signed) J. H. Davidson
Head Asst. to the Register

No. To The Magistrate of Chinglepiut.-

Sir,

With reference to your letter of the 3d instant, I am directed by the Judges of the Poydaree Adalut to inform you that on their recommendation Government were pleased under date the 21st instant to authorize you to entertain two Conicapillies for the purpose of keeping the accounts of the convicts detached from the Jail at Chinglepiut to be employed at St Thomas's Mount and Poonamalee, and also one Duffadar to superintend the Peons at the latter station.-

31st August 1835. (Signed) J. H. Davidson
Head Asst. to the Register

No. To Lieut. F. C. Cotton.-
1st 2nd 3rd

Sir,

I am directed by the Judges of the Poydaree Adalut to forward to you the annexed copies of the Documents noted in the Margin, of which the order of Government was received on the 25 Instant.-

Order of Court with enclosures 31st August 1835.- No. 1530-
Letter from Magistrate of Chinglepiut 28th August 1835.- A. 1670.-
Letter from Register of Zillah Court 21st August 1835.- A. 1670.-
Letter from Collector of Chinglepiut 21st August 1835.- A. 1682.-
Letter from Acting Sub Collector of Chinglepiut 27th August 1835.- A. 1682.-

Government having been pleased to vest you with the powers of punishment created by Regulation X of 1832.

I am

Foujdaree Diary 31st August 1835.

I am directed to forward to you the accompanying transcripts of of that enactment and of Regulation I of 1833.-

You will observe that in pursuance of the instruc=tions of this Court the Criminal Judge of Cuddapah has dispatched from that Station a person qualified for the office of Jailor, named Syed Hyder, and that a Deputy=Jailor of the name of Soogaraawzeesing is expected to accom=pany the 1st Gang of convicts from Nellore.-

31st August 1835.-

(Signed) J. H. Davidson.-
Head Assit to the Register.

Foujdaree Diary 2nd September 1835.-

No To The Provincial Court of Circuit in the Centre Division

Gentlemen,

With reference to your letters dated respectively the 5th and 10th Ultimo, I am directed by the Judges of the Foujdaree Udalut to desire that it may be intimated to the Criminal Judge of Chingleput that on their recommendation Government were pleased under date the 25th Ultimo, to sanction the Estimate submitted by that Officer of the quantity of Iron required for the repair of Pick axes, Prisoners' chains &c. amounting to Rupees /22-4-2/ Twenty two annas four and pice two. and to authorize the annual disbursement of Rupees /18-0-0/ Eighteen, on account of Lamp Oil and Fat for the Wheels of the Tread=-mill at that Station.-

2d September 1835. (Signed) J. H. Davidson
Hd Asst to the Regr

No To The Magistrate of Madura

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 30th July, forwarding certain documents relative to the manful resistance by two brothers in the Rammad Zemindary to an attack of a Gang of Robbers. and to state that on their recommendation Government

Government were pleased, under date the 25th Instant to authorize the payment of ₹200/ two hundred Rupees to the family of the deceased Ramgopah Naicken, and of ₹150/ one hundred and fifty Rupees to the surviving brother Gopaul Naicken, the Right Honorable the Governor in Council concurring with this Court in considering this a more suitable mode of rewarding the parties concerned than that proposed by you.—

2 You will accordingly be pleased to cause their attendance either before yourself or before one of your European Subordinates, in order that the rewards in question may be publickly bestowed, with an intimation that they are conferred by the Government in token of its approbation of the Gallant conduct exhibited in the affair.—

2d September 1835.

/Signed/ J. H. Davidson
Sd agt to the Regr

To

The Provincial Court of Circuit in the
Southern Division

Gentlemen,

1 I am directed by the Judges of the Court of Foujdaree Udalut to inform you that Government were pleased under date the 14th Ultimo to sanction the erection of a new Court House and Jail at Tinnevelly, upon a site and of a size to be approved of by you, in the first instance, in communication with the Joint Criminal Judge, and ultimately by

by this Court. The present Court House and Jail will be offered for sale as soon as the new accommodation may have been prepared.—

2 It devolves upon you therefore to proceed to carry into execution the intention of Government and to submit to this Court a report upon the two points above mentioned for the purpose of being laid before the Right Honorable the Governor in Council with a view to the Engineer being called upon to furnish plans of the buildings.—

3 I am further directed to request your attention to the following Extract from the Minutes of Consultation of the 27th August 1833.—

"It had been already ordered that, in determining the site of new buildings the opinion of the local Medical Officer shall be taken, but as it may often happen that the only Medical officer at a station may be young in the service and unacquainted with the peculiarity of the soil and climate recourse should be had, in every practicable case to the experience of the Superintending Surgeon of the Division and both Medical Officers should be required to commit their opinions to Paper, with the grounds on which their opinions have been formed".—

/Signed/ G. L. Prendergast
Senior Dy Regr

3d September 1835.

To

/ No. 161 /

No. To the Chief Secretary to Government

Sir

1 I am directed by the Judges of the Foujdaree Adalut, to submit for the orders of Government, the accompanying application from the Magistrate of Cuddapah under date 22d. Ultimo for authority to disburse Rs. 177/6 in the purchase of Cloths for the use of the Prisoners under his charge. The Judges beg leave to recommend that the sanction of Government be granted -

2 They direct me with reference to this and applications of a similar nature submitted by some of the Criminal Judges for the cost of iron for fetters in the repair of tools &c., to request the orders of the Right Honorable the Governor in Council, whether it is intended that customary charge of this description, absolutely necessary under the Regulations and Circular Order of this Court should be invariably forwarded for sanction before they are incurred.

4th September 1835- /Signed/ J. H. Thomas

Register

/ No. 162 /

No. To the Chief Secretary to Government

Sir,

With reference to my letter of the 13th Ultimo, I am directed by the Judges of the Foujdaree Adalut to state

state for the information of the Right Honorable the Governor in Council, that the Criminal Judge of Chingleput has reported that on the 22d Ultimo he forwarded sixty convicts to the Commandant of Artillery at St. Thomas's Mount, the Guard provided by the Magistrate for their escort having reached the former station on the 17th Ultimo

4th September 1835- /Signed/ J. H. Thomas

Register

No. To Lieutenant J. C. Cotton

Yca Yca Yca

Sir, I am directed by the Judges of the Foujdaree Adalut to forward to you for your information the annexed copies of letters dated respectively the 24th and 26th Ultimo from the Criminal Judges of Cuddapah and Chittoor and the Magistrate of Trichinopoly. -

5th September 1835- /Signed/ J. H. Davidson

Yd Asst. to the Regr

No. To the Acting Joint Criminal Judge of Masulipatam

Sir, I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter of the 25th Ultimo, submitting the English Translations of the Depositions taken in a case of murder now pending before the Joint Criminal Court,

Foujdaree Diary 5th September 1835

Court, and to state that under the circumstances therein explained they are pleased in exercise of the power vested in them, by Section XII Regulation XIII of 1832 to authorize you to offer a pardon to the 2d prisoner.

"Bydecondala Sobanah"

on the case in question, on the terms and conditions specified in Section XX Regulation VIII of 1802.

5th September 1835. — Signed / J. H. Davidson
Vpd Dyst. to the Regr

Foujdaree Diary 7th September 1835.

To The Provincial Court of Circuit in the Southern Division

Gentlemen

1 I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 26th Ultimo and of its enclosure from the Joint Criminal Judge at Tinnevelly stating that in the Jail under his charge there is not a sufficient complement of prisoners for carrying on the paper manufactory and requesting that he may be allowed to detain 11 Convicts about to be transferred to the Madura Jail under the orders of the Foujdaree Udalut dated 27th October 1830 and that 4 Convicts may be sent from that Jail to instruct them in the work.

2 The Judges authorize you to issue instructions agreeably to the above request of the Joint Criminal Judge to whom you will take the opportunity of pointing out that the order of the 27th October 1830 have been modified and suspended by the later orders of the 30th August 1832 and 21st January 1833 and that the periodical transfer of prisoners from the Jail at Tinnevelly to that at Madura has obtained ever since the establishment of the Joint Criminal Court.

7th September 1835. / Signed / G. L. Prendergast
Senior Dy Regr

Foudaree Diary 7th September 1835.

No. To the Criminal Judge of Cuddapah

Sir

1 The fixed Guard of 71 Peons was authorized for the Jail under your charge where the number of Prisoners exceed 1000.

2 By the transfer of 180 Convicts to Madras the number of Prisoners remaining will very little exceed 600 Prisoners - under these circumstances the Judges are of opinion that a reduction of the fixed Guard is practicable, and they deem it proper to direct that you will report to what extent it can be effected. —

7th September 1835. /Signed/ G. L. Prendergast
Senior Dy Regr

No. To the Criminal Judge of Nellore

Sir,

Foudaree Diary 7th September 1835.

No. To the Criminal Judge at Chittoor

Sir,

1 The fixed Guard of 35 Peons was authorized for the Jail under your charge where the number of Prisoners exceed 650.-

2 By the transfer of 80 Convicts to Madras the number of Prisoners remaining will very little exceed 250 Prisoners - under these circumstances the Judges are of opinion that a reduction of the fixed Guard is practicable, and they deem it proper to direct that you will report to what extent it can be effected. —

7th September 1835. /Signed/ G. L. Prendergast
Senior Dy Regr

No. To the Joint Criminal Judge at Cuddalore

Sir,

1 The fixed Guard of 27 Peons was authorized for the Jail under your charge where the number of Prisoners exceeded 400. —

2 By the transfer of 80 Convicts to Madras the number of Prisoners remaining will very little exceed 280 Prisoners - Under these circumstances the Judges are of opinion that a reduction of fixed Guard is practicable, and they deem it proper to direct that you will report to what

what extent it can be effected.—

7th September 1835.— /Signed/ G. L. Prendergast

Senr Ff. Regr

No 163

To the Chief Secretary to Government

Sir

I am directed by the Judges of the Foujdaree Udalut to request that you will before Government the accompanying original statement received from the Magistrate of Coimbatoor, of charges not estimated but actually incurred under /20/ Twenty Rupees in that District, during the second Quarter ending the 30th June 1835, and amounting to Rupees /57-8-11/ fifty seven, annas eight and pice eleven.—

2 The Judges beg to recommend that the statement in question receive the sanction of Government

8th September 1835.— /Signed/ I. Fr. Thomas

Regr

No

To the Provincial Court of Circuit in the Southern Division

Gentlemen,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 12th Ultimo, and to desire that it may be intimated to the Joint Criminal Judge at Tinnevelly that on their recommendation

recommendation Government were pleased under date the 28th Ultimo to sanction the charge incurred in his Court in July 1843 on account of the pay of an Extra Sail Sumadar amounting to Rupees /60-4-8/ sixty, annas four and pice eight.

8th September 1835.— /Signed/ I. H. Davidson

Ff. Asst. to the Regr

No

To Lieutenant F. C. Cotton

in charge of the Convicts for the Construction of the Break Water

Sir,

I am directed by the Judges of the Foujdaree Udalut to forward to you the annexed copy of a letter dated the 29th Ultimo from the Criminal Judge of Nellore reporting the return of a Convict on account of sickness from the 2d party dispatched to the Presidency.—

8th September 1835.— /Signed/ I. H. Davidson

Ff. Asst to the Regr

No

To the Provincial Court of Circuit in the Western Division

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 24th Ultimo, submitting translation of a communication from

from the Native Judge of Canara representing the necessity of giving Batta to Prosecutors and witnesses sent to attend the Circuit Court at Honore, and, in reply to state that in Cases where persons are "so destitute of means that unless they are allowed Batta," "they are quite incapable of proceeding," Batta should be issued by the Native Criminal Judge, but that in other cases it rests with the Joint Criminal Judge at Honore to determine what Batta should be paid.—

9th September 1835. /Signed/ G L. Prendergast
Senior Dy. Regr.

No. To the Criminal Judge at Chittoor

Sir

1 I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 2d Instant forwarding copy of a communication from the Officer Commanding Vellore representing that considerable inconvenience has been experienced by the present mode of sending the prisoners (sentenced under the provisions of Regulation VII of 1832 to hard labour) to Chittoor, and requesting authority to carry such sentences into effect at Vellore.—

2 The Judges are of opinion that the proceeding

proceeding suggested cannot be permitted under the Law as it stands, and that the Officer Commanding Vellore should address the Government if he proposes the redressment of Section XIX Regulation VII 1832.—

11th September 1835. /Signed/ G. L. Prendergast
Senior Dy. Regr.

No. To All the Magistrates

I am directed by the Judges of the Foujdaree Udalut to forward to you the accompanying printed copies of the Circular Orders of the Foujdaree Udalut for the use of the Magistrates Department.—

/Signed/ I. F. Thomas
11th Septr. 1835. Register

To the Magistrate S. D. of Arcot	3	To Magistrate of Chingleput	2
To Do. N. D. of Do.	3	To Do. of Ganjam	3
To Do. of Bellary	3	To Do. of Guntoor	2
To Do. of Coimbatoor	3	To Do. of Masulipatam	2
To Do. of Canara (and J. Magte)	4	To Do. of Madura	3
To Do. of Cuddapah	3	To Do. of Rajahmundry	2
To Do. of Malabar	3	To Do. of Tennevelly	3
To Do. of Tanjore	3	To Do. of Trichinopoly	2
To Do. of Nellore	3	To Do. of Vizagapatam	3
To Do. of Salem	3		

To

Foujdaree Diary 11th September 1835.

1st To Lieutenant H.C. Cotton

&c &c &c

Sir,

1

I am directed by the Judges of the Foujdaree Udalut to inform you that the Criminal Judge of Cuddapah has reported that the Third and last Gang of Convicts would be dispatched from that Station on the morning of the 1st Instant, accompanied by a Coomastah named Chellamiah for the purpose of keeping the accounts.-

2

It appears however to the Judges that since the duty of Clothing and feeding the prisoners has been imposed by Government upon the Commissariat, the services of that individual may be dispensed with. and I am directed to request, that, should the Breakwater Executive Committee be of the same opinion, you will instruct him, to return to Cuddapah.-

3

In conclusion, I am directed to state that the Magistrate of Trichinopoly has reported that only 93 (instead of 100) Convicts have actually been dispatched to Madras. The remainning seven were considered by the Garrison Surgeon in Medical charge of the Gaol to be unequal to the fatigue of the march, and were in consequence recalled.-

11th Septr 1835.

(Signd) J.H. Davidson - Ag. Asst to the Agt

To

Foujdaree Diary 12th and 14th September 1835.

No - To the Acting Criminal Judge of Rajahmundry

Sir,

With reference to your letters of the 16th July last and the 4th Ultimo, I am directed by the Judges of the Foujdaree Udalut to inform you that on their recommendation Government were pleased under date the 25th Ultimo, to sanction the expenditure of Rupees (80) eighty in erecting a Godown in which to store the Grain which may be purchased for the consumption of the Prisoners at Rajahmundry under the authority conveyed to Officers in charge of Jails under this Presidency by the Circular Order No 34.-

12th September 1835. (Signed) J.H. Davidson

Actg Asst to the Regr

No 165

No To the Chief Secretary to Government

Sir,

With reference to the order of Government No 616 dated the 14th Ultimo, I am directed by the Judges of the Court of Foujdaree Udalut to state that, in their opinion, no objection exists to the transfer of a certain number of Convicts as therein directed, to the charge of the Officer Commanding

Commanding in Malabar and Canara, from the Jail at Mangalore, and to submit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying copy of a letter dated the 29th Ultimo from the Acting Criminal Judge of Canara, containing some suggestions on the subject, to which, with the permission of Government, the Judges propose to direct attention to be paid.-

14th September 1835. /Signed/ G. L. Prendergast
Senior Dy Regr.

/No. 166/

No. To the Chief Secretary to Government

Sir,

1 I am directed by the Judges of the Foujdaree Udalut to request that you will lay before Government the annexed copy of a letter from the Acting Joint Criminal Judge of Guntoor, requesting sanction for the expenditure of Rupees (29-4) Twenty-nine and Annas four, in making belts for the Dhalayets, Duffa-dars and Peons attached to the Auxiliary Court.-

2 Under the circumstances represented by Mr. Lavie, the Judges beg to recommend that this applica-tion be complied with -

14th September 1835. /Signed/ G. L. Prendergast
Senior Dy Regr.

/No. 167/

No. To the Chief Secretary to Government

Sir,

1 I am directed by the Judges of the Court of Foujdaree Udalut for the purpose of being laid before the Right Honorable the Governor in Council the accompanying copy of a letter dated the 5th Instant from Lieutenant Catton in charge of the Convicts employed under the Breakwater Committee, submitting "the question in what way the officer in charge" of the said Convicts can prevent or punish neglect on the part of Peons under his orders.-

2 Under the rules which obtain in Bengal the "officer in charge" has the power to dismiss and appoint Peons, and to the Judges it seems expedient that the same power should be accorded on the present occasion to Lieutenant Catton, but they are of opinion that all such removals and appointments with a concise statement of the grounds of removal should be reported to the Court of Foujdaree Udalut and to the officer who may have forwarded the Party removed.-

14th September 1835. /Signed/ G. L. Prendergast
Senior Dy Regr.

No. To Lieutenant J. C. Cotton

Yrs. yrs. yrs.

Sir,

1 I am directed by the Judges of the Fouj-
-daree Udalut to request that you will report the number
of Duffadars retained at Madras with the Convicts
dispatched from Chittoor and Cuddalore, the Officers in
charge of the Jails at those Stations having omitted to
furnish any information of the subject.—

2 It is the desire of the Judges that
if from each of those Courts more than one Duffadar
have

have been retained, the residue should be immediately
remanded to their respective Stations.—

15th September 1835. (Signed) J. H. Davidson

Yrd. ofst. to the Rgr.

No. To the Breakwater Executive Committee

Yrs. yrs. yrs.—

Gentlemen,

1 I have the honor by order of the Judges
of the Foujdaree Udalut to acknowledge the receipt of your
letter of the 28th Ultimo, requesting that a part of the proposed
extra Establishment for the Convicts employed under the orders
of the Breakwater Executive Committee, may be dispensed with.—

2 The duty of Clothing and feeding those
Convicts having been imposed by Government upon the
Commissariat, the Judges deemed the employment of a Commis-
-sariat for keeping the accounts to be no longer necessary: a
letter has accordingly been addressed to Lieutenant Cotton,
requesting him to direct the individual selected for that
duty by the Criminal Judge of Cuddapah and expected to
accompany the Third Gang drafted from the Jail under
his charge, immediately to return to that station.—

3 The Judges regret that they are unable
to accede to your suggestion that the employment of the
Deputy

Deputy Jailor and the Extra Duffadars (of which last however there will be only two) may be relinquished. They observe that to every Jail under this Presidency are attached a Jailor, and Deputy Jailor or Sammadar, and after taking into consideration the large number of prisoners to be congregated at the Presi= =dency, and the facilities for escape which will be afforded, they are unable to sanction any reduction of the establish= =ment which has been sent with the Convicts-

4 Adverting to the request contained in the Concluding paragraph of your letter I am directed to state that the several Officers from whose Jails the Gangs of Convicts have been drafted, have been called upon to report what reduction of their Establishments is now practicable, and that the result will be communicated to you in due course.-

15th September 1835- (Signed) J. H. Davidson
Asst to the Regt

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

Gentlemen,

To The Criminal Judge of Madura

Sir

1 I am directed by the Judges of the Foujdaree Adalut to forward to you for your information the annexed copy of the 2d paragraph of a letter dated the 4th instant from the Magistrate of Madura, submitting explanation required in their proceedings of the 27th Ultimo respecting Criminal Case No. 84 of the Report No. V for the month June last-

2 As it is highly desirable that neither their time nor that of the Magistrate should be occupied by references of which the necessity might be obviated by the

the exercise of due attention on the part of the Criminal Court, the Judges direct that in all Cases where explanation is requisite under the Circular Order a translation of the reasons for delay &c.a assigned by the Police Officers be in future invariably appended to the Report of each case -

16th September 1835- (Signed) J. H. Davidson
Ist Gt. to the Regt.

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

Gentlemen,

Adverting to your letter of the 1st. and received on the 11th instant transmitting copy of a return from the Magistrate of Rajahmundry relative to the observations and orders of the Soujdaree Udalut on the Printed statements for the 2nd Half year of 1834, I am directed by the Judges to desire that you will call upon that officer to report whether he has yet adopted or is contemplating the adoption of any measures for rendering more satisfactory those Returns which he represents to be at present worthless as Documents intending to record things as they really are -

16th September 1835- (Signed) J. H. Davidson
Ist Gt. to the Regt.

No. To the Acting Joint Criminal Judge at Coimbatore

Sir,

The signature affixed to your letter of the 7th instant, submitting the statements of labour of the Convicts employed under the Magistrate of Coimbatoor and the Officer Commanding the Peilsheers, being perfectly illegible, I am directed by the Judges of the Soujdaree Udalut to desire that you in future pay due attention to the Government Notice published in the Fort St. George Gazette No. 229 (February the 12th 1834) in which the "Public authorities" are warned of the "importance of "authenticating all official Documents in an uniform "and legible manner." -

16th September 1835- (Signed) J. H. Davidson
Ist Gt. to the Regt.

No. To the Second Judge late on Circuit in the Centre Division

Memorandum

4 Quires of Medium -
4 do of Demy -
3 do of Foolscap -
1/2 do of Cartridge -
4 do of Country Paper -

50

50- Quills.
1- Pencil -
2- Skins Silk Threads.
2- Bottles of Ink -
1- Do of Read Do.
1- Piece of Rubber.
1/4 Box of Wafer -
16th September 1835. /Signed/ J. H. Davidson
Ad. Asst. to the Regr.

Sd/
Not dealing with Sepoys.
Can be shewn Do.

To The Acting Joint Magistrate of Cuddapah

Sir,

1 In reply to your letter of the 8th Instant, I am directed by the Judges of the Foujdaree Adalut to desire that Shaikh Hoosain the individual therein alluded to, may be immediately set at liberty -

2 The Judges are not aware of the grounds on which he has been detained till the present moment in confinement -

17th September 1835. /Signed/ J. H. Davidson
Ad. Asst. to the Regr.

No. To the Second Judge late on Circuit in the Centre Division

Sir,

In reply to your letter of the 12th Instant I am

directed by the Judges of the Court of Foujdaree Adalut to state that they entirely concur with you in opinion that "when a person who had given sureties for good behaviour commits an offence within the period during which his sureties are responsible for him, he can legally be punished for the said offence and the amount of suretyship also be recovered -

17th September 1835. /Signed/ G. L. Prendergast
Senior Dy. Regr.

No. To The Magistrate of Coimbatoor.

Sir,

1 In reply to your letter of the 22d Ultimo requesting sanction for a charge for clothes for prisoners in your Jail I am directed by the Judges of the Court of Foujdaree Adalut to transmit for your information and future guedance the accompanying copy of the order of Government dated the 8th Instant relative to the disbursement alluded to in it, together with copy of the paragraph of the letter from this Office to which reference is made in the 2d para of the Government Order -

It will be unnecessary therefore in future for you to refer for special sanction the charge for clothing the prisoners in your Jail -

2

17th September 1835 - /Signed/ G. L. Prendergast
Senior Dy. Regr.

To

Fouzdaree Deary 18th and 19th September 1835.

No. To Lieutenant J.L. Cotton

In charge of the Convicts for the Construction of the Break Water

Sir,

In reply to your letters of the 5th 15th Instant I am directed by the Judges of the Court of Fouzdaree Udalut to transmit to you the accompanying copies of the letter from this Court to Government dated the 14th and of the order of Government thereon dated the 15th Instant, empowering you "to dismiss and appoint Peons".

18th September 1835. (Signed) G.L. Prendergast
Senr. Dy Regr.

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

Gentlemen,

In reply to your letter of the 9th instant, I am directed by the Judges of the Fouzdaree Udalut to desire that you will intimate to the Acting Criminal Judge of Combaconum that the Draft of an Act now before Government for authorizing the holding of a Quarter Sessions at Trichinopoly and for vesting the Magistrate of that District in Cases where European Soldiers are concerned, either as parties or witnesses, with the powers of Criminal Courts.

19th September 1835. (Signed) J.H. Davidson
Actg Sct to the Regr.

To

Fouzdaree Deary 19th September 1835.

No. To The Magistrate of Coimbatoor

Sir,

With reference to your letter of the 26th Ultimo, I am directed by the Judges of the Fouzdaree Udalut to inform you that on their recommendation, Government were pleased under date the 11th Instant to sanction the Statement of charges not estimated but actually incurred under 20 Rupees in the District of Coimbatoor during the 2d Quarter ending the 30th June 1835, amounting to Rupees 57-8-11 / Fifty seven, annas eight and pice eleven.

19th September 1835. (Signed) J.H. Davidson
Actg Sct to the Regr.

/No. 169/

No. To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Fouzdaree Udalut to request that you will lay before the Right Honorable the Governor in Council the annexed Copy of a letter dated the 14th Instant from the 2d Judge late on Circuit in the Centre Division, who solicits permission to employ Copyists at the regulated rate of Compensation with the view of preparing the referrible

Trials

Trials of his late Circuit -

2 Under the circumstances stated by Mr. Castanaga, the Judges of the Toujdaree Udalut beg to recommend that the above request be complied with -

19th September 1835 /Signed/ G. L. Prendergast
Senior Dy Regr.

/No 170/

No To The Chief Secretary to Government

Sir,

1 I am directed by the Judges of the Toujdaree Udalut to request that you will lay before the Right Honorable the Governor in Council, the annexed Copy of a letter dated the 26th Ultimo, and of a return dated the Instant both received through the Provincial Court of Circuit in the Centre Division from the Criminal Judge of Chittoor who solicits sanction for the amount of pay disbursed by his predecessor to three persons employed during a brief period at Arcot in the place of a Jamedar, a Duffadar and a Peon whose attendance as witnesses before the Criminal Court was absolutely required in an investigation respecting the escape of three Convicts from and the murder of a Peon at that station -

2 Under the circumstances represented in

in the Criminal Judge's Return of the 7th instant, the Judges of the Toujdaree Udalut beg to recommend that the charge in question amounting to Rupees (21.14.6) Twenty one and fourteen and pice Six, receive the sanction of Government -

19th September 1835 /Signed/ G. L. Prendergast
Senior Dy Regr.

No To The Provincial Court of Circuit in the Centre Division

Gentlemen,

1 In reply to your letter of the 10th I am directed by the Judges of the Toujdaree Udalut to state that the instructions contained in my letter of the 7th Instant, respecting the final sentence in Case No. 6 on the Bellary Calendar for the 1st of 1835 were issued advisedly, and consequently without questioning the propriety of the reference which you have thought proper to make upon the subject, they trust that you have not delayed to carry the order in question into execution -

2 It is the intention of the Court to issue a Circular order in modification of that of the 14th July 1809, the mode of proceeding therein laid down having been found inconvenient

inconvenient and for a considerable period superseded in practice.

19th September 1835. /Signed/ J. H. Davidson
Jt. Asst. to the Regr.

No. To the Acting Criminal Judge of
Combaconum

Sir,

With reference to your letter of the 9th Instant submitting an Extract of Retrenchments by the Civil Auditor from the Statement of Contingent charges incurred in July 1243 in the Zillah Court of Combaconum I am directed by the Judges of the Foujdaree Adalut to desire that you will prepare and forward to this office in the form prescribed by their Circular Order No. 11. dated the 18th August 1834. an account particulars of the number and the amount of the pay of the Extra Sail Peons employed in that July.

/Signed/ J. H. Davidson
21st September 1835. Hd. Asst. to the Regr.

No. To the Criminal Judge in the Zillah of
Chingleput

Sir

I am directed by the Judges of the Foujdaree Adalut to transmit to you Extract of para. 48 of a letter from the Honorable the Court of Directors, dated

23d

23d July 1834, and to desire that you will furnish, for the information of the Honorable Court a full report upon the several points therein stated.

21st September 1835 /Signed/ G. L. Prendergast
Senior Dy. Regr.

No. To the 4 Provincial Courts of Circuit.

Gentlemen,

The Honorable the Court of Directors of the East India Company having called for information as to "whether the Sudr Ameens have been found to exercise their "Criminal Jurisdiction in a useful and satisfactory manner" the Judges of the Court of Foujdaree Adalut direct that you will call upon the several Criminal, Joint Criminal, and Native Criminal Judges immediately to report their opinions of the manner in which the Sudr Ameens have been found to exercise the Criminal Jurisdiction vested in them by the provisions of Section II Regulation III of 1833.

21st September 1835. /Signed/ G. L. Prendergast
Senior Dy. Regr.

No. To the 4 Provincial Courts of Circuit.

Gentlemen,

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

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to transmit to you the accompanying Record of the Case No. 44 Bellary Calendar 1st Sessions of 1835 agreeably to the request contained in your letter of the 17th instant.—

24th September 1835.

/Signed/ G. L. Prendergast.
Senior Dy Regr.

To the Criminal Judge in the Zillah of Chingleput

Returning the summons, sent up in his letter of the 19th instant, with an endorsement thereon by the Nazir of this Court.—

24th September 1835.

Sent usual letter &c.

To

No. To the Acting Joint Criminal Judge at Honore

Sir,

I am directed by the Judges of the Foujdaree Udalut to return to you the account Particulars of the number and the amount of the Pay of the Extra Peons employed to guard the prisoners at work outside the Jail, which accompanied by a Statement of Contingent charges for fusly 1344. was received with your letter of the 7th Ultimo, and to desire that you will without delay explain the discrepancy between it and the Criminal Report for February last, which the subjoined Extracts exhibit.—

Criminal Report for February 1835		Account Particulars (A) required by the F.U. C.C. No 11 dated the 16th Augt 1834.		
	Rs as ps		Rs as ps	
6. Extra Peons from 1st to 28th July 1835	330-0-0	4 Peons for February	20-0-0	
4 Do for 10 days in Do	7-2-1	1 for 19 days	3-6-3½	
1 Do 14 Do Do	2-8-0	1 3 Do	0-8-7	
1 Do 2 Do Do	5-8½	1 2 Do	0-5-8½	
Total Rupees	39-15-8½	Total Rupees	24-4-7	

2. You will be pleased to return the account Particulars with such correction as may be necessary.—

25th September 1835.

/Signed/ J. H. Davidson
Dy Regr to the Regr

To

No. To the Criminal Judge of Nellore

Sir,

1 I am directed by the Judges of the Jouj-
-daree Adalut to return to you the Statement of Contingent
charges incurred in July 1844 in the Zillah Court of
Nellore which accompanied your letter of the 28th Ultimo,
and to desire that you will append to it an account
Particulars - in the form prescribed by their Circular
Order No. 11 dated the 16th August 1834 - of the number and the
amount of the pay of the Extra Peons employed to guard
the Prisoners working outside the Jail. -

2 You will be pleased to return the
Statement &c. without delay. -

(Signed) J. H. Davidson
25th September 1835. 1st Asst. to the Regr.

No. To the Magistrate of Chingleput

Sir,

1 I am directed by the Judges of the Court
of Joujdaree Adalut to acknowledge the receipt of your letter
of the 14th Instant requesting instructions as to the disburse-
-ment of the pay of the Guard of the prisoners transferred
to your charge from the Jail of the Zillah Court being made
by

by you or by the Zillah Judge. -

2 The Peons guarding the prisoners under the
charge of the Magistrates of Tanjore, Salem and Trichinopoly
being paid by these officers respectively it appears to the
Judges that this portion of your Establishment, as long as it
remains under your Control, should receive pay from you
and not from the Zillah Court. -

(Signed) G. L. Prendergast
26th September 1835. Senior Dy. Regr.

No. To the Second Judge late on Circuit in the Centre Division

Sir,

With reference to your letter of the 14th
instant I am directed by the Judges of the Court of Joujdaree
Adalut to inform you that the Right Honorable the Governor
in Council was pleased under date the 22d. Instant to sanction
the Employment of Coopjees to at the regulated rate of Com-
-pensation to enable you to complete within the prescribed
period the referrable Trials of your late Circuit. -

(Signed) W. Douglas
28th September 1835 Register

No. To Lieutenant J. C. Cotton
&c. &c. &c.

Sir,

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

Sir,

I am directed by the Judges of the Joygdaree Udalut to retransmitting to you the Original warrants in Cases Nos 24. 48 and 58 on the Chicacole Calendar for the Second Sessions of 1834, which accompanied your letter of the 17th Instant, to call your attention to the concluding paragraph of Section XIII, Regulation VIII of 1802 which directs that "all warrants excepting" those "for the infliction "of Capital punishment" are, when "returned" by the Criminal Judge "to remain with the Court of Circuit"—

28th September 1835. Signed J. H. Davidson
Actg Sect. to the Regr

No. To The Acting Joint Criminal Judge of Guntoor

Sir

With reference to your letter of the 1st instant, I am directed by the Judges of the Joygdaree Udalut to inform you that on their recommendation Government were pleased under date the 18th instant to authorize the expenditure of Rupees (29-4-0) Twenty nine and annas four in making Belts for the Dalayets, Duffadars and Peons on the Establishment of the Ampalany Court at Guntoor.—

28th September 1835. Signed J. H. Davidson
Actg Sect. to the Regr

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

Gentlemen,

Adverting to your letter of the 18th instant, forwarding the copy of a communication from the Acting Criminal Judge of Combaconum, submitting further observations relative to the present mode of branding Convicts under sentence of Transportation, I am directed by the Judges of the Joygdaree Udalut to state that they decline to furnish that Officer

officer with a Return of the number of Convicts reported
"by the Government to have escaped from Transportation
"beyond seas to the Magistrates since 1816, and of the number
"of transported Convicts so escaped, who have been recap=
"=prehended.—

2. In the 1st paragraph of his letter, the acting Criminal Judge of Combaconam incorrectly quotes in the following words the opinion of the Sourdaree Adaulut on his former reference "The Judges are of opinion "that there "are no grounds shown in that letter for changing the existing "Law" &c. &c." whereas in my letter of the 28th ultimo, it was observed that "the representations of Mr. Lesuer afford "no sufficient grounds for recommending to the Legislature "any alteration" &c. &c.—

3 With that opinion before him, it appears to the Judges of the Sourdaree that this second reference evinced a want of due respect on the part of the acting Criminal Judge.—

28th September 1835. (Signed) J. H. Davidson
Sy. Dy. Agt. to the Regt.

No. To The Magistrate of Rajahmundry

Sir,

1 I am directed by the Judges of the Court

Sourdaree Diary 28th September 1835.

of Sourdaree Adaulut to acknowledge the receipt of your letter dated the 13th instant recommending under the provisions of Clause first Section II Regulation III of 1827 that certain parties charged with offences committed in the Zillahs of Vizagapatam and Rajahmundry may be tried at Chicacole, as the charge of Robbery out of which these offences arise is to be committed for trial in that Zillah, and the owner of the stolen property which forms the subject of the 2d offence also resided within the same jurisdiction.—

2d Upon being informed of the names of the three persons charged with having received the stolen property in the Zillah of Rajahmundry, and of the name of the Peon charged also with collusion with the parties, anterior with their actual seizure and escape, which also occurred in the same Zillah the Judges will be prepared to submit your recommendation to the Right Honorable the Governor in Council.—

3 But ere the actual re-apprehension of the prisoner charged with having effected his escape from the custody of his Guardian (which forms the subject of the 3d offence) has been officially reported to yourself

and

and the same notified to this Court any recommendation to Government as to where the offence should be tried would in the opinion of the Judges be premature

28th September 1835.

/Signed/ W. Douglas
Register

No. /No. 175/

To the Chief Secretary to Government

Sir

1 I am directed by the Judges of the Court of Tonjdaree Udalut to transmit to you to be laid before the Right Honorable the Governor in Council the accompanying copy of a letter from the 1st Judge of the Provincial Court in the Centre Division together with the Original of the Enclosures being an explanation of the reasons which induced the 1st Judge to adopt the measures to which he had recourse to compel the attendance of the Principal Collector and Magistrate of North Arcot at the 2nd Quarterly Sessions of 1835.—

2 I am directed at the same time to state that the Judges, with reference to their proceedings of the 30th of May last, have no remarks to offer upon the explanation submitted by the 1st Judge of the Provincial Court in the Centre Division.

29th September 1835— /Signed/ W. Douglas
Regr.

To

/No. 176/

No. To the Chief Secretary to Government

Sir,

1 I am directed by the Judges of the Court of Tonjdaree Udalut to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying copy of a letter from the Acting Joint Criminal Judge at Cuddalore, dated the 16th Instant with the Original Estimate therein alluded to, forwarded through the Provincial Court of Circuit in the Centre Division, requesting the sanction of Government for the disbursement of Rupees 23 and annas 4 being the amount required for making a new Ghurry for the use of the Military Guard of the Jail at Cuddalore:—

2 The Judges concur in the recommendation of the Provincial Court of Circuit that the Right Honorable the Governor in Council may be pleased to sanction the charge:—

29th September 1835— /Signed/ W. Douglas
Register

/No. 177/

No. To the Chief Secretary to Government

Sir

1 With reference to the order of Government

R. 603

1603 dated the 11th Ultimo, I am directed by the Judges of the Court of Toujdaree Adaulut to submit the accompanying copies of letters noted in the margen for the purpose of being laid before the Right Honorable the Governor in Council.

From the Judge at Chungleput dated 25th Augt.
From do — Chittoor 24th Augt.
From do — Nellore 5th Septr.
forwarded this 8th Inst.

2 It appears from these letters that the Criminal Judge of Chungleput can supply 180 Reams of Demy or Foolscap size Country Paper annually — that the Criminal Judge of Chittoor can furnish 120 reams annually after supplying the Judges', Registers' and Sudr Ameens' Offices and, if permission is granted to erect two more mills at an expense not exceeding 50 Rupees (25 each) 250 Reams and that the Criminal Judge at Nellore can forward annually only 50 Reams of Demy and 80 reams of Foolscap."

3 There would seem to be no probability of effecting a provision of paper sufficient to render unnecessary the continuation for the next year of the Contract for Demy and Foolscap Size Paper. Out from the above Communications it is to be calculated that in the succeeding year the required 400 Reams of Foolscap paper can be furnished from the Jails at Chungleput, Chittoor and Nellore.

4 The Judges request instructions as to the provision of the supply of the Demy size Paper of which 700 Reams are annually required and as to whether orders should be issued to the Judges of Chungleput, Chittoor and Nellore to forward to the Superintendent of Stationery in January 1837 the requisite quantity of Foolscap Paper.

29th September 1835 (Signed) W. Douglas
Register.

No. To Lieutenant F.C. Cotton
Yours &c.

Sir

No. To The Acting Criminal Judge of Canara

Sir,

1 I am directed by the Judges of the Foujdaree Udalut to inform you that your letter of the 29th Ultimo, received on the 7th Instant, in which you suggest that the transfer of the 55 Convicts to the Officer Commanding Malabar and Canara be deferred, on account of the Monsoon for a month or five weeks, and that they be then forwarded by Sea has been laid before Government who, under date

date the 18th Instant, were pleased to signify their approval of those suggestions, upon which you will accordingly proceed to act.-

2 The Judges of the Foujdaree Udalut approve the proposition contained in the 4th paragraph of your letter, to increase the number of Convicts originally determined on to 56 (Fifty six) that the prescribed proportion of 1 peon to 4 Convicts may be strictly observed.-

3 When the Gang shall have been dispatched to the Officer Commanding Malabar and Canara, you will be pleased to make a report on the subject to the Foujdaree Udalut.-

(Signed) J. H. Davidson
Asst. Supt. to the Regr.

29th September 1835.-

No. To The Criminal Judge of Cuddapah

Sir,

1 I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 19th Instant stating your opinion that 60 Peons will not be too many, under the circumstances therein represented, for the present fixed Jail Guard at Cuddapah.-

2 The Judges observe that according to the last returns there were 132 Peons to Guard 635 Prisoners belonging to the Jail under your charge viz. fixed Guard 71

71. and Extra Peons 51, and they think that the fixed Guard may be reduced, with propriety, to 60 Peons. you will accordingly be pleased to make this reduction without delay.-

29th September 1835. /Signed/ J.L. Prendergast
Senior Dy. Regr.

No. To the Officiating Criminal Judge of Bellary

Sir,

1 With reference to the letter addressed by you on the 17th Instant to the 2d Judge late on Circuit in the Centre Division I am directed by the Judges of the Court of Foujdaree Udalut to desire that Case No. 1 of the Calendar for the 1st Sessions of 1835 be brought before the Judge now holding Sessions at Bellary who will dispose of the same under the Regulations.-

2 It was obviously the intention of this Court with reference to the 1st para of their proceedings of the 15th June last that Case No. 1 which was traversed from the last Sessions should be included in the Calendar now to be submitted to the Judge presiding at the 2d Sessions of 1835.-

29th September 1835.- /Signed/ W. Douglas
Register

No. To the Second Judge late on Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court

Court of Foujdaree Udalut to transmit to you for your information copy of a letter which has this day been addressed to the officiating Criminal Judge of Bellary.-

29th September 1835.- /Signed/ W. Douglas
Register

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

Gentlemen,

X Letter from P.C. dated 10th June 1835 & Enclosure.-
Do. from Sr. R. to P.C. dated 27th June 1835.-
Letter from P.C. dated 15th July 1835.-

With reference to the correspondence noted in the margin, I am directed by the Judges of the Court of Foujdaree Udalut under instructions from Government to transmit the accompanying copy of a letter addressed by Captain Lowe Superintending Engineer to "the Major of Brigade Malabar and Canara" on the subject of reducing the amount of Estimate of proposed alterations to the Jail at Honore, and to request that you will "call upon the acting Joint Criminal Judge of Canara to report upon the suggestion therein contained" for executing the proposed alterations to the Jail under his charge, by contract."

29th September 1835. /Signed/ J.L. Prendergast
Senior Dy. Regr.

No. To the Criminal Judge of Madura.

Sir,

1 With reference to your letter of the 16th received

received on the 25th instant, transmitting a Statement of the Contingent charges incurred in Tusly 1244 in the Zillah Court of Madura, I am directed by the Judges of the Tonjdaree Adalut to desire that you will immediately submit in the form prescribed by their Circular Order No. 11, dated the 16th August 1834, an account particulars of the number and the amount of the pay of the Extra Peons &c. employed during that Tusly to Guard the prisoners at work out-side of the Jail.-

2 You will be pleased to report the precise date of the authority under which the charge of Rupees 142-14-0 for "Repairing the Jail and Granary" was incurred.-

3 You will further be pleased with the view of facilitating reference to cause each Item of the future Contingent Statements of the Zillah Court to be numbered.-

29th September 1835. (Signed) J. H. Davidson
1st Asst. to the Regt

No. To The Acting Joint Criminal Judge at Guntoor

Sir,

I am directed by the Judges of the Court

Court of Tonjdaree Adalut to communicate to you that Government were pleased under date the 9th June last to sanction an Estimate for erecting a Jail at Guntoor, to contain 500 Prisoners, amounting to Rupees 5,305-4- after deducting Rupees 2,124-15-2 on account of employment of Convicts and, to authorize, under date the 18th Instant an additional expende of Rupees 304-15-5 (after deducting Rupees 129-12-5 on account of the employment of Convicts) for erecting an augmentation to the Jail for the reception of Civil Prisoners.

29th September 1835. (Signed) G. L. Prendergast
Senior Dy. Regt.

No. To The Criminal Judge of Chittoor

Sir,

1 I am directed by the Judges of the Court of Tonjdaree Adalut to acknowledge the receipt of your letter of the 18th Instant stating "your opinion" that no reduction ought to be made in the fixed Guard in the Jail under your charge.-

2 The Judges having referred to the Criminal Reports No. VI in the Monthly returns from January 1833 to December 1834 inclusive, and observing that 22 prisoners only are entered as having escaped, I am directed to request you to explain your representation that during the period above specified "121 prisoners have escaped from

from the guard on 11 different occasions".-

3

You will be pleased to report the strength of the Military Guard at present attached to the Jail at Chittoor.

30th September 1835. /Signed/ G. L. Prendergast

Senior Dfo Regt

/Pr 178/

No. To The Chief Secretary to Government

Ser

With reference to the Order of Government of the 11th Ultimo, I am directed by the Judges of the Court of Fouzdaree 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 12th Instant, received through the Provincial Court of Circuit, from the Joint Criminal Judge at Tinnevelly, reporting the departure, on that day, of the Zemindar of Chokkumpatty under an Escort of a Havildar, 2 Naigues, and 20 Grenadiers of the 33d Regiment N. I. "accompanied by 6 Peons from the Magistrate's Office".-

30th September 1835. /Signed/ R. Douglas

Registrar

To

No. To The 4 Provincial Courts of Circuit

Gentlemen,

In explanation of the Circular Order of the Fouzdaree Udalut dated the 30th of December 1833 I am directed to transmit to you the accompanying copy of an Order of Government dated the 18th Instant and to desire you will communicate to the several Magistrates within your Jurisdiction that on the occasion of Heads of Police issuing Warrants for the apprehension of Native Officers or Soldiers the Notifications to be made to the Commanding Officer should invariably be written in the language of the Country

30th September 1835. /Signed/ R. Douglas

Registrar,

No.

No To The Acting Criminal Judge of
Combaconum

Sir,

1 Adverting to the Statement which reached this Office on the 24th instant - of the Contingent charges incurred in Fusly 1244 in the Zillah Court of Combaconum, I am directed by the Judges of the Foujdaree Adalut to request that you will immediately forward in the form prescribed by their Circular Order No. 11 dated the 16th August 1834, an account Particulars of the Number and the amount of the pay of the Extra Peons &c employed during that Fusly to guard the prisoners at work outside the Gaol.-

2 You will also be pleased to explain what is meant by "Batta" to an Iron Smith - which being

Item

Item No. 6 amounts to Rupees 63 / Sixty Three.-

30th September 1835. / Signed / J. H. Davidson

Sd. Asst. to the Regr.

No 178A

Sa

Foujdaree Diary 30th September 1835.

No. To The 1st Provincial Court of Circuit

Gentlemen,

1 I am directed by the Judges of the Court of Foujdaree Udalut, under instructions from Government, to transmit to you the accompanying copy of an Extract from a General letter from the Honorable the Court of Directors dated 23d July 1834 and of the Minutes of Consultation thereon dated the 25th Ultimo for your information and guidance;-

x para 39

2 You will be pleased to furnish the Subordinate Courts and Magistrates in your Division with Copies of the above;-

(Signed) G L Prendergast.
Senr Sy Regr.

Foujdaree Diary 1st & 2nd October 1835

To Lieutenant T. C. Cotton.
Sir Civil Engineer

In reply to your letter of the 24th Ultimo I am directed by the Judges of the Court of Foujdaree Udalut to convey to you their opinion that the Prisoners, Tondoon Chinnawadoo, Papapodaty Ramasawmy, and Yama Leschemegadoo, should be relieved from their fetters and placed in the care of a Peon, who should be furnished with money for their subsistence until he can deliver them over to the charge of the Criminal Judge of Cuddapah by whom they will be released.-

2 The Peon should be furnished with a copy of this letter to be presented to the Criminal Judge

(Signed) G. L. Prendergast
Senr Deputy Regr

1st October 1835.

To The 2nd Judge late on Circuit in the Centre Division
Sir

With reference to the 1st para of your letter of the 26th Ultimo, I am directed by the Judges of the Court of Foujdaree Udalut to convey to you their permission to send up the remaining referred Trials without the usual abstract of the evidence.-

1st October 1835 (Signed) H. Douglas
Regr

(No 179)
To The Chief Secretary to Government
Sir

I am directed by the Judges of the Court

No. To The 4 Provincial Courts of Circuit

Gentlemen,

1 I am directed by the Judges of the Court of Foujdaree Adalut, under instructions from Government, to transmit to you the accompanying copy of an Extract from a General letter from the Honorable the Court of Directors dated 23d July 1834 and of the Minutes of Consultation thereon dated the 21st Ultimo for your information and guidance;-

x para 39

2 You will be pleased to furnish the Subordinate Courts and Magistrates in your Division with Copies of the above;-

(Signed) G L Prendergast
Senior Dy Regr

To Lieutenant T. C. Catton.
Civil Engineer

Sir

In reply to your letter of the 24th Ultimo I am directed by the Judges of the Court of Foujdaree Adalut to convey to you their opinion that the Prisoners, Tondiman Chinnawadoo, Papaporlaty Ramasawmy, and Yama Luchemegadoo, should be relieved from their fetters and placed and the care of a Peon, who should be furnished with money for their subsistence until he can deliver them over to the charge of the Criminal Judge of Cuddapah by whom they will be released.-

2 The Peon should be furnished with a copy of this letter to be presented to the Criminal Judge

(Signed) G. L. Prendergast
Senr. Deputy Regr.

1st October 1835.-

To The 2nd Judge late on Circuit in the Centre Division

Sir

With reference to the 1st para of your letter of the 26th Ultimo, I am directed by the Judges of the Court of Foujdaree Adalut to convey to you their permission to send up the remaining referred Trials without the usual abstract of the evidence.-

1st October 1835 (Signed) H. Douglas
Regr

(No 179)

To The Chief Secretary to Government

Sir

I am directed by the Judges of the Court

Court of Foydaree Vealut to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying copy of a letter dated the 24th Instant from the Lieutenant F. C. Cotton, forwarding a specimen of the rice now issued to the Convicts under his charge to which the prisoners object as deficient in quantity and quality.

2. The objection as to quantity might be easily removed by ordering the daily to be supplied after it may have been well cleared, and this course was adopted by the officer Commanding Vellore in the instance of the Convicts under his charge refusing to receive their allowance partly upon this ground, but Lieutenant Cotton the Medical officer and the Deputy Sailor having of opinion that the rice is not good" the Juges beg leave respectfully to request the instructions of Government on the subject

The specimen of rice is herewith forwarded.—

2nd October 1835 (Signed) W. Douglas Regr

(No 180)

To The Chief Secretary to Government

Sir,

With reference the accompanying copy of the 4th and 5th paragraphs of a letter received through the Provincial Court Southern Division dated the 5th Instant from the acting Joint Criminal Judge at Coimbatore on the subject of storing grain for the use

use of the prisoners in his charge, under the Circular Order No. 34 dated 16th March last I am directed by the Judges of the Court of Foydaree Vealut to solicit the sanction of Government for the rent by that Officer of a Building at the rate of one Rupee per month for the store of the paddy." and further to request that the Right Honorable the Governor in Council may be pleased to issue instructions for the early commencement of the work, the execution of which was sanctioned by Government on the 25th November last, but which I am not it appears, been yet entered upon.—

2nd October 1835. (Signed) W. Douglas Regr

(No 181)

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foydaree Vealut to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying copies of the papers noted in the Margin relative to the rice lately issued to the Convicts under charge of the officer Commanding Vellore-

The Committe held at the Vellore Jail by order of Colonel steward having given it as their opinion, upon inspection of the rice, that it is, from age, of inferior quality and likely therefore to produce disease,

disease, the Judges would respectfully recommend that the Right Honorable the Governor in Council may be pleased to sanction the continuance of the arrangement proposed by the Deputy Assistant Commissary General viz^t that advertisement should be made for tenders for the supply of rice monthly by contract for the use of the prisoners at the jail at Nellore.-

5th October 1835 (Signed) W. Douglas
Regr

(No 182)

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you to be laid before the Right Honorable the Governor in Council the accompanying copy of letter from the late Acting 3d Judge of the Provincial Court of Circuit in the Centre Division together with its enclosure being a letter to the address of the Secretary to Government in the Judicial Department requesting to be relieved from a retrenchment amounting to Rupees 199-8- made against him by the Civil Auditor on Account of extra charges incurred by Mr Boileau whilst on Circuit in Fusley 1234.-

2 The two first items of retrenchment amounting to Rupees 35 appears to be the difference between the expences incurred on account of a Gentoo Coomastah and an extra Persian Writer amounting to Rupees 149-12-8- and the sum sanctioned by Government on the same account amounting to Rupees 114-12-8 to the payment

payment of which difference objections were taken by the Court of Foujdaree Adalut in the 3d para of their proceedings submitted to Government under date the 17th of March last.-

3 The 3d item of Retrenchment the Court of Foujdaree Adalut assume to be the portion of the Amount (Rupees 208-7-7-) paid by Messrs Gahagan Boileau and Davis to extra Moochees disbursed by order of Mr Boileau - All of which extra charges with the exception of the amount incurred by the late Mr Gahagan the Right Honorable the Governor in Council was pleased by an order of Government dated the 9th of June last to declare should be borne and the amount "immediately "refunded" by those Officers under whose orders they were respectively incurred.-

4 The grounds on which Mr Boileau considers himself entitled to exemption from personal responsibility are chiefly that he considers the orders of Government of the 9th of June last were intended to be acted upon prospectively and because the extra Moochee was discharged on receipt of the orders of the Foujdary Adalut of the 18th October 1834 notifying that "no charge incurred infuture on that account would be "admitted."

5 Upon this point I am directed to observe that para 3 of the orders of Government of the 9th June last having been circulated to the 4 Provincial and all the Subordinate Courts

Courts Mr Boileau must be aware that the order of Government alluded to was issued with the view of calling the attention of Public Officers to them of it repeated orders on this subject, "the Right Honorable the Governor in Council" having observed with disapprobation the numerous instances in which the orders of Government prohibiting, "the employment of extra servants and incurring charges not of an emergent nature without previous sanction" had been disregarded"

And moreover that the orders of this Court of the 18th October 1834 were issued with the same object in view and simply to require the dismissal of the additional Moochee so soon as the employment of such an extra servant without sanction, had been officially brought to their notice, and were not intended to supercede as they obviously could not set aside, the order of Government of the 4th December 1832 published in the Fort St George Gazette of the 12th of the same month wherein, Public Officers are strictly prohibited from incurring charges without the previous sanction of Government." and are expressly informed that they will be held personally responsible for disbursements made in such cases without the requisite sanction" having been obtained

5th October 1835

(Signed) W. Douglas
Register

To The Provincial Court of Circuit
in the Centre Division

Gentlemen

With reference to your letter dated respectively 21st August and the 9th September 1835. I am directed by the Judges of the Court of Foydaree Udalut to request that you will intimate to the Criminal Judge of Chittoor that on their recommendation Government were pleased under date the 25th Ultimo to sanction the charge amounting to Rupees (21-14-6) Twenty one anas fourteen and pice six, incurred by his predecessor on account of the pay of three persons temporarily employed at Arcot in the place of a Jemadar, a Duffadar and a Peon whose attendance before the Criminal Court was required in an investigation respecting the escape of three Convicts from and the murder of a Peon at that station.

5th October 1835

(Signed) J. W. Davidson
Actg Asst to the Regr

To The Secretary to the Indian Law Commission

Sir

I have the honor to forward to you by direction of the Judges of the Court of Foydaree Udalut the accompanying copy of an English Translation of a record of a case of Murder, to which is appended a certified copy of the sentence passed by the Foydaree Udalut.

With reference to the remark contained in the 2nd para of your letter of the 11th of August last that it is "the wish of the Commissioners to have before

Courts Mr. Boileau must be aware that the order of Government alluded to was issued with the view of calling the attention of Publics Officers to them of it repeated orders on this subject, "the Right Honorable the Governor in Council having observed with disapprobation the numerous instances in which the orders of Government prohibiting, "the employment of extra servants and incurring charges not of an emergent nature without premous sanction" had been disregarded"

And moreover that the orders of this Court of the 18th October 1834 were issued with the same object in view and simply to require the dismissal of the additional Mooshee so soon as the employment of such an extra servant without sanction, had been officially brought to their notice, and were not intended to supersede as they obviously could not set aside, the order of Government of the 4th December 1832 published in the Fort St. George Gazette of the 12th of the same month wherein, Public Officers are strictly prohibited from incurring charges without the premous sanction of Government" and are expressly informed that they will be held personally responsible for disbursements made in such cases without the requisite sanction having been obtained

5th October 1835

(Signed) W. Douglas
Register

To The Provincial Court of Circuit
in the Centre Division

Gentlemen

With reference to your letter dated respectively

respectively 21st August and the 9th September 1835. I am directed by the Judges of the Court of Foydaree Udalut to request that you will intimate to the Criminal Judge of Chittoor that on their recommendation Government were pleased under date the 25th Ultimo to sanction the charge amounting to Rupees (21-14-6) Twenty one anas fourteen and pice six, incurred by his predecessor on account of the pay of three persons temporarily employed at Arcot in the place of a Jemadar, a Duffadar and a Peon whose attendance before the Criminal Court was required in an investigation respecting the escape of three Convicts from and the murder of a Peon at that station.

5th October 1835 (Signed) T. W. Davidson
Asst. to the Regr.

To The Secretary to the Indian Law Commission

Sir

I have the honor to forward to you by direction of the Judges of the Court of Foydaree Udalut the accompanying copy of an English Translation of a record of a case of Murder, to which is appended a certified copy of the sentence passed by the Foydaree Udalut.

With reference to the remark contained in the 2nd para of your letter of the 11th of August last that it is "the wish of the Commissioners to have before

before them the whole Case in its various stages from the commencement to the termination, I am instructed to explain that in forwarding Trials to the Court of Fouydaree Wadut the Judge of Circuit is permitted under the standing orders of the Fouydaree Wadut of the 19th January 1825 to use his discretion in omitting "all such papers received from Police Officers and Magistrates as he may consider to be unnecessary to the connection or the defence of the prisoners" and that under the latitude this allowed, the Judge who presided at the Trial selected for transmission to the Indian Law Commissioners has omitted forwarding Translations of several of the documents specified in Section XX Regulation X of 1816 and of the Police Officers proceedings, has forwarded no more than the petition of Complaint, the inquest held on the body, and the examinations of the Prisoner and the witnesses Pamagodden Pottatil Ally Ahmod and Paiva Codan Pachey."

The Record of the Trial is however "in every respect Complete" with reference to the general practice observed in this Presidency.—

6th October 1835 (Signed) W. Douglas
Register

To The Provincial Court of Circuit
in the Northern Division

Gentlemen,

Northern Division 3 Copies.
Cuddalore — 3 Do

I am directed by the Judges of the Fouydaree

Nellore - - - - 2 Copies
Rajahmundry - 2 Do
Masulipatam - 1 Do
Guntoor - - - - 1 Do
Centre Division 3 Copies
Bellary - - - - 2 Do
Chittoor - - - - 2 Do
Cuddapah - - - 2 Do
Chingleput - - 2 Do
Cuddalore - - - 1 Copy
Southern Division 3 Copies
Combaconum 2 Do
Madura - - - 2 Do
Salem - - - 2 Do
Coimbatore - 1 Copy
Tinnevelly - - 1 Do
Western Division 3 Copies
Malabar - - - 2 Do
Canara - - - 2 Do
Tellicherry - 1 Copy
Honore - - - 1 Do

Fouydaree Wadut to forward to you the accompanying printed copies of a revised Statements of Crimes and punishments for the use of your Court.

6th October 1835 (Signed) W. Douglas
Register

To The 4 Provincial Courts of Circuit

Gentlemen

I am directed by the Judges of the Courts of Fouydaree Wadut under instructions from Government to request that you will submit without delay a Statement of Medical Servants of every denomination attached to the establishment of your Court and of the establishments of the several Subordinate Courts in your Division—

2 In their Statements should be inserted the rate of pay allowed to each Medical servant, either from the Civil or Military Department the duties

of

of which their employ was sanctioned the date of such sanction the duties on which they are now employed there length of service and character - at the same time you will be pleased to forward a report from the nearest European Medical Officer on the professional abilities of each Native practitioner -

(Signed) G. L. Pendergast
Asst Deputy Regr

7th October 1835

To The Acting Joint Criminal Judge of
in the Zillah of Guntoor

Sir

In reply to your letter of the 23d Ultimo and in reference to the extract from the proceedings of the Fayd-aree Adalut transmitted to you under date the 19th Ultimo I am directed by the Court of Fayd-aree Adalut to point out to you that Clause 3d Section IX Regulation X of 1816 should have been quoted as authorizing the commitment of the prisoners charged in Cases Nos 87 and 89 of the Report No 5 for the Month of August last -

7th October 1835 (Signed) W. Douglas
Register

To The Criminal Judge of Cuddapah

Sir

With reference to your return of the 19th to the Precept of the Provincial Court of Circuit Centre Division of the 14th Ultimo, I am directed by the Judges of the Court of Fayd-aree Adalut to forward to you the accompanying copy of a letter addressed on the 1st instant to

Fayd-aree Diary 7th October 1835

to Lieutenant Cotton conveying instructions respecting the release of the 1st 4th and 8th prisoners in Case No 53 of the Cuddapa Calendar for the 1st Sessions of 1834 -

7th October 1835 - (Signed) T. H. Davidson
Asst to the Regr

To Lieutenant F. C. Cotton
Civil Engineer

Sir

I am directed by the Judges of the Court of Foujdaree Udalut to forward to you the accompanying original list received from the Criminal Judge of Salem shewing the dates on which the 15 Convicts sent to the Presidency by him are to be furnished with cloths and accoutrements.

8th October 1835 (Signed) G. L. Vendergast
Sent. Deputy Regr.

(No. 185)

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to transmit to you copy of a letter from the Provincial Court of Circuit in the Southern Division to which is annexed copy of a letter from the Acting Joint Criminal Judge of Coimbatore under date the 15th Ultimo and to request the sanction of the Right Honorable the Governor in Council for the offer of a reward of 50 Rupees for the apprehension of each of the Convicts named in the Margin who effected their escape from Ootacamund on the 24th of April 1835.-

The Circumstances attending the escape of these prisoners are detailed in a letter addressed by the Officer Commanding the Neilgherries to the Joint Criminal Judge of Coimbatore under date the 25th April last of which I am directed to submit a Copy and at the same

same time to explain that of the 7 Convicts who originally effected their escape three have been reapprehended Viz^t "Palany" "Vadlon" and and that the ordinary means have been found ineffectual for the discovery and apprehension of the remainder.-

9th October 1835 (Signed) W. Douglas
Register

To The Provincial Court of Circuit
in the Southern Division

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 23d Ultimo transmitting the printed Statements for the 1st half year of 1835 and to request that you will obtain and forward explanation and information on the following points upon receipt of which the requisite corrections in the Statements will be made in this office.-

With reference to the last Statement furnished by the Magistrate of Tanjore it appears that in the 5th Column of the present left blank should have been inserted one case (including 1 prisoner) of "escaping from Custody".-

The Circular Order of 17th June 1830 requires the entry under Column 4 in Statement No. of the total amount of the fines remitted to the Magistrate by the District Police. The Magistrate of Salem has inadvertently omitted this entry.-

In the Coimbatore Statement 10 persons are entered as having been flogged by the District Police and an

explana-

explanation of the entry is requisite with reference to the provisions of Section V Regulation XIII 1832.-

9th October 1835.- (Signed) G. L. Prendergast

To The Provincial Court of Circuit, S.D. N.D. & C.D.

Gentlemen,

The Court of Foujdaree Udalut having resolved to dispense with the future transmission of the Quarterly Statements of the disbursements made on account of the Convicts in the several Jails, required under the orders of the 2nd June 1831 I am directed to request that you will issue instructions accordingly to the several Criminal Courts in your Division.-

10th October 1835. (Signed) G. L. Prendergast

Sen. Deputy Regr.

To The Provincial Court Circuit in the Centre Division

Gentlemen,

In reply to your letter of the 19th ultimo and its enclosures I am directed by the Judges of the Court of Foujdaree Udalut to acquaint you for the information of the Acting Joint Criminal Judge at Cuddalore that Government were pleased under date the 2nd Instant to sanction the charge of Rupees 23-4- for making a new Ghurry for the use of the Military Guard at the Cuddalore Jail.-

10th October 1835. (Signed) G. L. Prendergast

Sen. Deputy Regr.

To The 2nd Judge Late on Circuit in the Centre Division

Sir,

In reply to your letter of the 15th instant I am directed by the Judges of the Foujdaree Udalut to inform you that the Provincial Court of Circuit in the Centre Division has been requested to direct their Register to certify the Persian Translations of such of your referible Trials as remain to be forwarded to the Foujdaree Udalut.-

10th October 1835. (Signed) W. Douglas

Register

To The Provincial Court of Circuit in the Centre Division

Gentlemen,

I am directed by the Judges of the Foujdaree Udalut to transmit to you copy of a letter from the 2nd Judge Late on Circuit in the Centre Division and to request that the Register of the Provincial Court be directed to certify the Persian Translations of such of the referible Trials of Mr. Casamajor's Circuit as remain to be forwarded to the Foujdaree Udalut.-

10th October 1835 (Signed) W. Douglas

Register

To The Acting Joint Criminal Judge of Masulipatam

Sir,

With reference to your letter of the 12th ultimo, I am directed by the Judges of the Foujdaree Udalut to

desire that you will without delay submit in the Form prescribed by their Circular Order No 11 dated the 18th August 1834. on account Particulars of the number and the amount of the pay of the Extra Peons employed during Fusly 1244 to guard the prisoners working outside the Jails at Masulipatam

2 I am further directed to observe that while according to the Contingent Statement submitted with your letter under reply the disbursements on account of extra Peons employed in September 1834 amount to Rupees (644-10-8-) six Hundred and forty four anas ten and pice eight, the Criminal Report for the same month exhibits an expenditure under the same head of Rupees (641-8) six Hundred and forty one and anas eight.-

You will be pleased to explain this discrepancy.-

10th October 1835 (Signed) T. H. Davidson
Asst to the Regr

To The Acting Criminal Judge in the
Zillah of Canara

Sir,

I am directed by the Judges of the Foujdaree Adalut to request you will prepare and submit to this office a Statement exhibiting the establishment and actual charge incurred on Account of the temporary increase to your Jail Establishment sanctioned by Government under date the 10th of January 1832.-

12th October 1835. (Signed) W. Douglas
Registar

To The Officiating Criminal Judge of
Bellary

Sir,

In reply to your letter of the 3d instant I am directed by the Judges of the Foujdaree Udalut to transmit to you copy of para 1 of this Courts proceedings under date the 15th of June last, omitted to be furnished to you by the 2nd Judge late on Circuit in the Centre Division and to desire that as directed in the Courts letter dated 29th Ultimo Case No. 1 of the Bellary Calendar for the 1st Sessions of 1835 be again placed on the Calendar and Submitted to the Judge now presiding at the 2nd Sessions of the present.

The original document transmitted with your letter is herewith returned.-

12th October 1835. (Signed) H. Douglas
Register

To The Provincial Court of Circuit
in the Centre Division

Gentlemen,

With reference to your letter of the 2nd instant forwarding the translated Statement of Contingent charges incurred in Fusly 1244 in the Court of the Native Judge of Cumbum I am directed by the Judges of the Foujdaree Udalut to request that you will call upon that Officer to submit in the form prescribed by their Circular Order No. 11 dated the 18th August 1834 an Account particulars of the number and the amount of the pay of the Extra Peons employed during the above Fusly to guard the prisoners at work outside the Jail.-

I am further directed to request that the document now required may be forwarded to this office through the Provincial Courts, accompanied by a certified Translation of its contents.-

12th October 1835. (Signed) T. W. Davidson
No. 3 Asst to the Regr

(No. 186)

To The Chief Secretary to Government

Sir,

With reference to the extract from the Minutes of Consultation under date the 21st of August last upon para 31 of the General letter from the Honorable Court of Directors dated 23d July 1834 I am directed by the Judges of the Foujdaree Udalut to transmit to you for the purpose of being laid before the Right Honora-
-ble the Governor in Council the accompanying draft of

of an enactment for modifying the provisions of Section III Regulation VIII of 1832 agreeable to the instructions of the Honorable Court.

2 The Court of Fouzdaree Udalut are led to believe that the provisions of Regulation VIII of 1832 have been found to operate inconveniently in practice and the Joint Magistrate in charge of Canara in submitting thro the Provincial Court of Circuit in the Western Division his report upon the Police of that District for the past year, observes, with reference to the small number of Petty Assaults &c punished by the Magistracy since the enactment of Regulation VIII of 1832, that it is a matter worthy of enquiry whether that Regulation may not have had the effect of causing Magistrates to refer for investigation and decision to the Native Police Authorities who are not required to make them examinations matter of record, many cases which they would formerly have examined and decided themselves."

3 It will be observed that the provisions of Section X Regulation IV of 1821 exempting Heads of Police from the necessity of recording depositions in any cases on which it is competent to them to pass decision, have never been either modified or rescended, and the Court of Fouzdary Udalut are of opinion that a latitude allowed to the Native Heads of Police ought not to be withheld from the

the European Magistracy, but not considering themselves competent to modify or amend the instructions of the Honorable Court of Directors they have abstained from altering the present Law further than by restoring the provisions of Section XXXVII Regulation IX of 1816.

4 It may be noticed however, that the Honorable Court have observed, that if the new Rule requiring Magistrates to make a record of their proceedings has been carried too far in that event it will of course be right to bring it within a proper -" The Court would accordingly propose to attempt all cases under Section XXXII Regulation IX of 1816 in which the punishment awarded does not exceed 10 days imprisonment or a fine of 5 Rupees and in order to preserve consistency they would extend the latitude to all cases sentenced under Section XXXIII of the same Regulation in which the punishment does not exceed 10 days imprisonment.

14th October 1835 (Signed) W. Douglas
Register

A

Be it enacted that Clause first Section VIII Regulation IV of 1821 of the Madras Code be rescended.

Section II and be it enacted in modification of the provisions of Clause first Section III Regulation VIII of 1832 that the Magistrates shall not be required in the cases of petty offences specified in Section XXXII of

of Regulation IX of 1816 to make any part of their examinations matter of Record, when the punishment they may order shall not exceed two days imprisonment or a Fine of five Rupees -

14th October 1835 (Signed) W. Douglas
Register

To The 1st Judge of the Provincial Court of Circuit
in the Centre Division.

Sir,

I am directed by the Judges of the Foujdary Adawlut to render instructions received from the Right Honorable the Governor in Council, to request that an English Translation of the Record of the Trial referred to in the 8th para of your letter addressed to the Chief Secretary to Government under date the 29th of August last, may be prepared and submitted at your earliest convenience -

2.

You will be pleased also with reference to the 15th para of the same letter for the information of the Right Honorable the Governor in Council to state whence you procured a copy of the letter from the Deputy Secretary to the Board of Revenue to the Principal Collector in the Northern Division of Arcot dated 15 December 1834 -

14th October 1835 (Signed) W. Douglas
Regr

To The Acting Second Judge on Circuit
in the Northern Division

Sir

I am directed by the Judges of the Court

Court of Foujdaree Adawlut to acknowledge the receipt of your letter of the 30th Ultimo submitting for their orders copy of a correspondence relative to an insane prisoner - Masooda who appears upon an original charge of wounding and murder to have been confined in the Jail at Nellore since the 17th March 1824 -

The Judges are concerned to observe that this report which ought long since to have been laid before them has only now been brought under their consideration - They direct that no time be lost in transferring the prisoner - Masooda to the Lunatic Asylum at the Presidency -

14th October 1835 (Signed) G. L. Prendergast
Sent. Deputy Regr

(No. 187)

To The Chief Secretary to Government

Sir,

To enable the Court of Foujdaree Adawlut to comply with the instructions of the Right Honorable the Governor in Council contained in the 1st para of your letter dated the 6th instant I am directed to request that I may be furnished with the original or an attested Copy of Mr. Edward Bannerman's letter to the address of the Register of this Court under date the 7th February 1834 the original letter having been forwarded to Government with the Registers letter dated the 29th of May last, and no copy returned in this office -

14th October 1835 (Signed) W. Douglas
Regr

To The 1st Judge Late on Circuit in the Northern Division

Sir,

Adverting to your letter of the 2nd received on the 9th instant I am directed by the Judges of the Foujdary Adalut to request that you will instruct the Criminal Judge of Nellore to detain the prisoner,

Abdool Roofoor

in Case No 62 on the Calendar of that Zillah for the second Sessions of 1834 in confinement for the further period (12) Months, at the expiration of which time the Judge who may be on Circuit will as required by the Circular order of the 1st June 1829 make a Special Report upon the subject to this Court.-

15th October 1835. (Signed) T. H. Davidson
Actg Asst to the Regr

To The Criminal Judge of Chittoor

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter of the 5th instant explaining the grounds of your representation that during the two years 1833 and 1834 121 prisoners had escaped from the guard on eleven different occasions and reporting that the Military guard attached to the Chittoor Jail consists of 1 Havildar, 1 Naigue and 12 privates."

2. In your letter of the 18th Ultimo it is stated that

that the fixed Jail guard to every seven Prisoners. This the Judges observe is exclusive of the 25 Peons for the 100 Convicts worked outside the Jail and who are to assist in the night guard as well as in the guarding the prisoners by day while at work.-

3 There does not appear to have been a single attempt made within the period specified to break the Jail the attempts at escape having been on the part of the Convicts at work for whose custody there is the invariable guard at the rate of 1 Peon to every four Convicts.- Under these circumstances the Judges deem it proper to require the reduction of the standing guard of the Jail under your charge from 35 Peons to 30 a proportion of about 1 to 5 of the prisoners kept invariably in Jail independant of the Depoy guard you will be pleased to report the date of these orders being carried into effect.-

17th October 1835. (Signed) G. L. Prendergast
Sent Dept Regr

To The Superintendant of Police

Sir,

A prisoner by name Madaray having on the 7th instant effected his escape from the Jail guards at Cuddalore I am directed by the Judges of the Court of Foujdary Adalut to transmit to you the accompanying descriptive roll and to request that you will with reference to it issue any instructions to your Establishment that you may think expedient with a view to his reapprehension in the event of his appearing in the neighbourhood of Madras.—

17th October 1835

(Signed) G. L. Prendergast
Cent. Deputy Regr.

To The 1st Judge of the Provincial Court of Circuit
in the Southern Division

Sir,

I am directed by the Judges of the Court of Foujdary Adalut to transmit to you extracts from a letter addressed to this Court by the Chief Secretary to Government under date the 6th instant and with reference to the accompanying copy of Mr. Edward Bannerman's letter of the 7th February 1834 to request you will submit such observations as you may desire to offer respecting the reports therein mentioned.—

With reference to para 2 of the Chief Secretary's letter you will at the same time be pleased to submit the required information respecting the individual

individual named Shasyengar."

19th October 1835. (Signed) W. Douglas
Register

To The Provincial Court of Circuit
in the Centre Division

Gentlemen,

With reference to your letter dated the 25th Ultimo and the correspondence between the Criminal Judge of Chittoor and the Officer in charge of the Convicts at Vellore - I am directed by the Court of Foujdaree Adalut to request you will intimate to the former Officer that the Right Honorable the Governor in Council has in an order of Government dated the 9th instant signified his approval of the arrangement adopted by the Deputy Assistant Commissary General in the Centre Division for supplying the prisoners at Vellore with rice, and has sanctioned its continuance -

20th October 1835 (Signed) W. Douglas
Register

To The Provincial Court of Circuit
in the Southern Division.

Gentlemen,

I am directed by the Court of Foujdaree Adalut to acknowledge the receipt of your letter dated the 25th Ultimo submitting copy of a letter from the Joint Criminal Judge of Madura requesting to be informed whether he is authorized by Section XXXIV Regulation X of 1816 to award to parties aggrieved a portion

portion of fines imposed under Section VII Regulation XIII of 1832, upon prosecutors and witnesses, for conducting false charges in the joint Criminal Court -

2 The Court of Foujdaree Adalut entirely concur in the opinion expressed by you as respects both questions involved in this reference -

20th October 1835. (Signed) W. Douglas
Register

To The Provincial Court of Circuit
in the Southern Division

Gentlemen,

With reference to your letter of the 18th Ultimo and to paras 4 & 5 of the communication of the Acting Joint Criminal Judge at Coimbatore dated the 5th Ultimo forwarded with it, I am directed by the Judges of the Court of Foujdaree Adalut to acquaint you for the information of the Officer now in charge of the Coimbatore Court that Government were pleased under date the 9th Instant to sanction the rent of a building at the rate of Rupee per month for storing the Paddy" for the use of the prisoners on the Jail under his charge - and also that instructions have been issued by Government to the Military Board to expedite the execution of the additions and repairs to the Court House and Jail at Coimbatore sanctioned

sanctioned by Government on the 25th November last.

20th October 1835 (Signed) G. L. Prendergast

Sent. Dy. Regr.

To The 2nd Judge on Circuit

in the Southern Division

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter dated the 9th instant transmitting the original warrant of execution Vizt. in Case No. 4 on the Madura Supplemental Calendar for the 2nd Sessions of 1835, and to request that you will communicate to the Magistrate the Statement made by the prisoner, as represented in the return from the Zillah Judge dated the 2nd Instant enclosed in your letter now under acknowledgement respecting the Barber Mootteroolun with instructions to issue orders to his Police to watch the conduct of that person.

20th October 1835 (Signed) G. L. Prendergast

Sent. Deputy Regr.

To The Criminal Judge of Malabar

Sir,

In reply to your letter dated the 5th instant I am directed by the Court of Foujdaree Udalut to desire that the two Rupees and the pair of Dies alleged to have been found concealed in the house of the prisoner charged in Case No. 3 of the 2nd assistant Calendar

Calendar for the 2nd Sessions of the present year together with the Rupee alleged to have been passed by the Prisoner's wife may be submitted to this Court thro the Judge now on Circuit in the Western Division to whom you will at the same time transmit a copy of your letter of the 5th instant now under acknowledgement.

20th October 1835 (Signed) W. Douglas

Register

(No 190)

To The Officiating Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of the order of Government of the 9th instant No. 775 directing instructions to be issued to the Acting Criminal Judge at Combatore to comply with the requisition of the superintending Engineer Southern Division for such number of Convicts as may be required to assist in converting an out house into a place Arms and Hospital for the Detachment of Native Infantry at Combatore.

The Judges respectfully request to be informed whether the Convicts above alluded are to be supplied if it should interfere with the alteration and addition about to be commenced in the Court House and Jail at Combatore as intimated in the order of Government No. 777 also of the 9th Instant.

20th October 1835. (Signed) W. Douglas

Register

To

(No 191)

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foydaree Adalut to transmit to you to be laid before the Right Honorable the Governor in Council the accompanying original correspondence which has passed between this Court and the Magistrate of Rajahmundry, and in consideration of the circumstances stated in the Magistrate's letter of the 13th Ultimo, to recommend that under the provisions of Section III Regulation III of 1827 the Criminal Judge of Chicacole, may be authorized to dispose of the prisoners,

"Luzzala Venatachellum"
"Vaderaswarapoo Appanah"
"Kishnah Sing"
and
"Badai Sah"

charged with offences committed in the Zillahs of Rajahmundry and Vizagapatam.

20th October 1835. (Signed) W. Douglas
Register

To The Provincial Court of Circuit in the Western Division

Gentlemen,

With reference to my letter under date the 30th Ultimo I am directed by the Court of Foydaree Adalut to request that one copy of the Road Sketch Maps which accompanied

accompanied that Communication may be returned to this office in the event of only two copies having been distributed to the "Criminal Judges" within your Jurisdiction.

21st October 1835. (Signed) W. Douglas
Register

To The 3d Judge on Circuit in the Centre Division

Sir,

I am directed by the Court of Foydaree Adalut to acknowledge the receipt of your letter dated the 17th instant and to inform you that if no parties are in attendance to prosecute the charge preferred against the prisoners in No 1 of the Bellary Calendar 1st Sessions of the present year (placed by order of the Foydaree Adalut on the Supplemental Calendar laid before you at the present Sessions) it will be your duty to discharge the prisoners from further confinement the Case having already been traversed to two successive Sessions.

21st October 1835 (Signed) W. Douglas
Register

To The Officiating Criminal Judge of Bellary

Sir

The attention of the Court of Foydaree Adalut having been directed to a Report made by the Medical Board in which mention is made of the unusual degree of sickness and Mortality which prevailed in the Gaol at Bellary during the last half of the year 1834.

I am

I am directed to request you will furnish to this Court without delay a Statement shewing shewing the number of deaths which have occurred in each month, from January 1832 up to March 1835 inclusive -

From the Report No. VI having been admitted to be furnished to the Fayzaree Wadut from 1829 up to March 1835 the Court of Fayzaree Wadut have no data before them by which to ascertain the correctness of the opinion of the Medical authorities in respect to the cause of the mortality -

22nd October 1835 - (Signed) W. Douglas
Register

To The Magistrate Chengleput

Sir,

I am directed to acknowledge the receipt of your letter dated the 10th Instant submitting for sanction a List of the Establishment entertained for guarding the Convicts stationed at Conamalee -

Observing that the Salary of the Duffadar has been fixed at Rupees 10-8- per mensem, I am directed to return the List for Amendment the authorized Salary of a Duffadar on a Jail Establishment being fixed at 7 Rupees per mensem -

22nd October 1835 - (Signed) W. Douglas
Register

To The Provincial Court in the
Northern Division

Gentlemen,

The Criminal Judge of Nellore having in reply to the letter from this Court of the 6th July last reported on the 17th of the same month, that of the sanction of Government were obtained for building a separate paper house twices as large as the present one - the estimated cost of which is about (11) eleven Hundred Rupees 700 Reams of Demy size Country Paper at Rs 1-8- per ream, and 400 Reams of Foolscap size paper at Rs. 7-1 per Ream, can be manufactured in a year from the beginning of January 1836," and the Right Honorable the Governor in Council having been pleased under date the 9th instant to sanction disbursement in question, I am directed by the Judges of the Court of Fayzaree Wadut to request that you will issue immediate instructions to the Criminal Judge at Nellore to proceed without delay to carry the intention of Government to supersede the necessity of future contract for this paper into effect -

2 In acquainting the Criminal Judge with the sanction of Government for the building of the additional paper house you will be pleased to direct his attention to the 2nd para of the letter from the Court of the 6th July last directing the foolscap paper to be made one inch longer than the specimen originally

originally furnished by him -

3 The whole of the supply viz.te the 700 Reams of Demy size and 400 of Foolscap should if possible be transmitted to the Superintendant of Stationary in time sufficient to enable him to meet the demands of the public officers in the early part of January 1836. The Judges do not anticipate that any obstacles will arise to the free fulfilment of these instructions but they that an immediate report will be made if any difficulty occurs. -

23d October 1835 (Signed) G. L. Prendergast
Cent.l Dy. Regr.

To The Criminal Judges of Chittoor and Chingleput

Gentlemen,

With reference to the letter of this Court of the 20th ult.o August last I am directed by the Judges of the Court of the Court of Foujdaree Udalut to inform you that the Government having restored to obtain from the Jail at Vellore the requisite supply of country Paper, it will be necessary for you to make any arrangements for transmitting that article to the Presidency. -

23d October 1835. (Signed) G L. Prendergast
Cent.l Dy. Regr.

To The Criminal Judge of
Madura

With reference to your letter of the 2nd ult.o received on

on the 12 Instant requesting that the special sanction of Government may be obtained for the sum of Rupees 310-4-3 being the amount of Salary paid to our additional Duffadar and 15 Jail Peons employed from the 15th April to the 30th June 1834 at 7 Rupees to the former and 5 1/4 Rupees to the latter each per month as per order of the Foujdaree Udalut under date the 25th August 1833 - I am directed to observe that the sum which according to the rate above specified ought to have been disbursed would appear to amount only to Rupees (217-3-9) Two Hundred and seventeen anas three and pice nine -

You will be pleased to submit an explanation upon this point and at the same time forward to this office in the form prescribed by the Circular Order No 11 dated the 16th August 1834 an account particulars of the number and the amount of the pay of the Extra Peons whose salaries retrenched by the Civil Auditor - from the subject of your communication. -

23d October 1835. (Signed) J. H. Davidson
Act.g Asst. to the Regr.

Foydaree Diary 26th October 1835

To The Provincial Court
Southern Division

Gentlemen,

I am directed by the Judges of the Court of Foydaree Usalut to transmit for the purpose of being communicated to the acting Joint Criminal Judge of Cumbe-
-tore the accompanying copy of an order of Government dated the 19th Instant and of the letter from the Military Board alluded to therein relative to the Platform proposed by Captain Butterworth to be erected with a view of render-
-ing the custody of the prisoners in the Jail at that sta-
-tion more easy and secure -

26th October 1835. (Signed) G. L. Prendergast
Secy Deputy Regr

To Lieutenant F. C. Cotton
Civil Engineer

Sir,

I am directed by the Court of Foydaree Udalut to acknowledge the receipt on the evening of the 23d of your letter dated the 21st instant reporting the escape of 10 Convicts from the Jail at Gwindee -

The Court request that the depositions taken on the Morning of the 21st instant and alluded to in the 2nd para of your letter together with such subsequent examinations as may have been taken - may be laid before them at an early a period as possible -

In the 3d para it is stated that 6 Sentry Sepoys "are stationed round the Building" and that to the

door

door of each "ward" a Peon Sentry is stationed to observe any movement of the prisoners towards the Grating" - under these circumstances the Court request you will explain how it happened that the 10 Convicts could have got clear off without being perceived by some one or more of the nine Sepoys stationed round the Building, and with reference to your Statement that the whole of both Guards can be called to any point at any moment how it occurred that the detention of the remaining 67 Convicts confined in the same ward is attributable solely to the zeal and energy of one Sepoy named Ramasawmy.-

From the circumstances of the Convicts having effected their escape by so simple a process as "drawing a Staple" which held the Padlock and was inside" the Combatore led to believe that the Building in which the Convicts are confined is altogether insecure as a Jail.-

The Court of Foydaree Udalut also request to be particularly informed of the strength of the night Jail Guard and how many Peons are constantly on Guard together after Sunset; and with reference to the 11th para of your letter of the 21st instant whether those on duty are in the habit of or permitted to quit their Posts.-

From the Letters of some of the Prisoners having been found in the Jail, and the Letters of another Convict

Foydaree Diary 26th October 1835

Convict found loosened evidently evidently with intent to escape and as you report that the opening of the door could not have been effected in a short space of time as the staple "must have been loosened before it was forced out, the Court of Foydaree Udalut fear from the circumstances of the escape (proved to have been premeditated) having been effected soon after 10 o'clock, that the 16th and 38th Articles of the Jail Rules were not observed on the evening of the 20th instant.-

The Peon "Sheik Bram" the Court of Foydaree Udalut desire may be forwarded to the Criminal Judge of Chingleput to be tried under the provisions of Section XI Regulation XIII of 1832.-

To enable the Court of Foydaree Udalut to communicate the escape of these 10 Convicts to the Magistrate and the Criminal Judge of the Zillah from whence the prisoners were transferred I am directed to request you will furnish to this office a discriptive Roll of the 10 Convicts taken from the list furnished to you by the Criminal Judge.-

26th October 1835.- (Signed) W. Douglas
Register

To The Acting Joint Criminal Judge
at Cuddalore

Sir,

I am directed to acknowledge the receipt of your letter dated the 17th instant requesting instructions as to the future disposal of the prisoner named Pomapillay the circumstance

circumstances attending whose confinement was reported in your letter of the 5th of August last.-

2 As the Zillah Surgeon has given it as his opinion that the prisoner is a natural and consequently not a fit subject for the Lunatic Asylum the Judges are of opinion that he should be detained in custody under the medical charge of the Zillah Surgeon, neither friends nor relations being willing to take charge of him and his release subject to no restraint might be attended with danger to the community.-

3 "Pomapilley" should not however be kept with the Convicts, and he should be subjected to as little restraint as possible consistent with his safety.-

26th October 1835. (Signed) W. Douglas
Register

To The Provincial Court of Circuit
in the Southern Division

Gentlemen,

In reply to your letter of the 29th Ultimo relative to the offer of a rewards for the reapprehension of certain Convicts escaped from Cotacamund, I am directed by the Judges of the Court of Foujdaree Udalut to acquaint you for the information of the acting Joint Criminal Judge at Combatore that Government were pleased under date the 20th Instant to grant authority for

for offering a reward of (50) fifty Rupees for the apprehension of each of the Convicts who effected their escape from Cotacamund, on the 24th April last and continue to remain at large.-

29th October 1835. (Signed) G. L. Prendergast
Sen. Dy. Regr.

To The Acting 3d Judge of the Court of Circuit
in the Northern Division

Sir,

I am directed by the Court of Foujdary Udalut to acknowledge the receipt of your letter dated the 12th instant reporting the acquittal of the principal named Somayajoolo tried on a charge of Perjury in Case No. 2 of the Masulipatam Calendar for the 3d Quarterly Sessions of 1835 and requesting instructions as to the disposal of the alleged accomplices who have been included in the Calendar laid before you at the 4th Quarterly Sessions of the present year.-

2 As the charge against these persons rests upon the same evidence as that which has been declared insufficient for the conviction of the principal Somayajoolo the Court of Foujdaree Udalut are of opinion that his alleged accomplices should also be released from further Confinement.-

29th October 1835. (Signed) W. Douglas
Register

To The Provincial Court of Circuit
in the Centre Division

Gentlemen, I am directed by the Court of Foujdaree Udalut under

under instructions received from Government to request that the necessary orders may be issued for the trasfer of 80 Convicts from the Jail at Chittoor to the Magistrate of Salem, to be employed on Public Works in the Baramahl.-

2 The Convicts will of course be accompanied by the usual Complaint of Peons and Duffadars and the Criminal Judge should be directed to report thro' the Court of Circuit the date on which these instructions may be complied with.-

29th October (Signed) W. Douglas
Register

To The Acting Criminal Judge of Canara

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 19th Instant reporting that on the preceding day you had embarked on board a Pattamar 56 Convicts under the charge of one Duffadar and 16 Peons to be placed at the disposal of the Officer Commanding Malabar and Canara in pursuance of the Government and to request, that you will explain since 14 Peons was the prescribed proportion, why 16 were sent with the Convicts.-

31st October 1835.- (Signed) J. L. Prendergast
Sen. Dy Regr

(No 195)

To The Chief Secretary to Government

Sir,

With reference to the orders of Government No. 726 dated the 18th Ultimo approving of the suggestions of the Acting Criminal Judge of Canara respecting the Convicts ordered in the resolution of Government dated the 14th August last to be transferred to the officer Commanding in Malabar and Canara I am directed by the Judges of the Court of Foujdaree Udalut to report for the information of the Right Honorable the Governor in Council that on the morning of the 18th Instant the Acting Criminal Judge of Canara embarked on Board a Patta-mar 56 Convicts under charge of one Duffadar and 16 Peons for Cannanore, there to be made over to the Officer commanding Malabar and Canara.-"

31st October 1835. (Signed) W. Douglas
Register

(No 196)

To The Chief Secretary to Government

Sir

In compliance with the orders of Govern-ment No. 806 dated the 20th instant I am directed to state that the party of 80 Convicts required by the Ma-gistrate of Salem have been directed to be furnished from the Jail at Chittoor.-

31st October 1835 (Signed) W. Douglas
Register

To The Magistrate of Salem

Sir,

I am directed by the Court of Fraydaree Udalut to submit to you that in compliance with an order of Government dated the 20th instant instructions have been issued to the Criminal Judge of Chittoor for the transfer from his Jail of 80 Convicts to be employed under your charge in the Baramahl.-

31st October 1835- (Signed) W. Douglas
Register

"Bandobast" No 2 on the 2nd Sheet of Collection for 1st Septr 1835
"Bungy" Rowingmoo "No 96 on Do Do

To Lieutenant Cotton

Sir,

The Court of Fraydaree Udalut having been occasion to mitigate from 14 to 7 years imprisonment with hard labour in irons on the roads or other Public Works the sentences originally passed on the two Convicts named in the margin transferred to your charge from the Jail at Nellore,- I am directed to request that the same may be communicated to the Convicts in question and that the necessary alteration may be made in the Roll furnished to you by the Criminal Judge.-

31st October 1835- (Signed) W. Douglas
Register

Foujdarry Diary 31st October 1835.-

To The Acting 3d Judge of the
Provincial Court of Circuit
in the Northern Division

Sir,

With reference to your letter dated the 18th ultimo requesting to be relieved from a retrenchment amounting to Rupees 199-8- made against you by the Civil Auditor on account of extra charges incurred during Fuslee 1243- I am directed by the Court of Foujdarry Udalut to transmit to you copy of a letter to the Chief Secretary to Government under date the 5th instant in reply to which the Court of Foujdarry Udalut have been informed that the Right Honorable the Governor in Council sees no reason in the foregoing papers for altering the orders passed under date the 9th June last on the

Foujdary Diary 4th November 1835.-

No. 198

To The Chief Secretary to
Government.-

Sir, I am directed by the Court of Foujdary Udalut to acknowledge the receipt of the order of Government No. 591 accompanied by a copy of a letter from the Military Board and a revised Plan and estimate for a jail at Vizagapatam.-

The Judges deemed it proper to consult the opinion of the Provincial Court in the Northern Division, on the proposed plan and they were requested to submit any suggestions for its improvement which might occur to them.-

In their reply dated the 22d instant the Provincial Court have suggested that the compartment marked **C** in the Plan should be appropriated to the Females and that marked **E** to the prisoners confined in default of security.-

The size however of this latter ward would be insufficient for the accommodation of the prisoners confined on a requisition of security, and the alteration proposed would involve a remodelling of the Plan prepared under the orders of the Military Board; and as the advantages likely to result from the change of site would not in

in the opinion of the Court be commensurate with the trouble and expense that might attend the alteration- the Judges do not recommend that the Suggestions of the Provincial Court should be adopted.-

The Judges are of opinion however that a well should be sunk in the compartment marked F for the exclusive use of the Female prisoners and with this addition the plan would in the opinion of the Court be unexceptionable.-

4th November 1835. /Signed/ W. Douglas.-
Register.-

(No. 199.-)

No. To The Chief Secretary to
Government.

Sir, I am directed by the Judges of the Court of Foujdary 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 10th Ultimo, from the Magistrate of Chingleput requesting sanction for the disbursement of the pay of the Peons employed to guard the prisoners at work at Poonamallee from the 1st of August last.-

The Judges beg leave to recommend that the disbursement in question may be sanctioned, amounting, according to the accompanying, which is a cancelled, list to Rs. 75-4 Seventy five and annas four per mensem.-

5th November 1835. /Signed/ W. Douglas
Register.-

No. 200

No. To The Chief Secretary to
Government.

Sir, I am directed by the Court of Foujdary Udalut, with reference to the extract from the minutes of consultation under date the 18th September last to

to transmit to you a Draft of Rules for Carrying into
effect the System pursued in Bengal of employing Convicts
in the execution of public works at a distance from their
Jails.

2. In preparing these Rules the Judges have as directed in the minutes of Consultation of the 18th September, Conformed as nearly as the usages of the two Presidencies will admit, to the Bengal Rules which accompanied the letter of the Calcutta Military Board dated the 12th September 1834.-

3 Whenever prisoners may be transferred to an Engineer Officer or other Superintendant for employment on any Public Work, under Rule I of the the accompanying Draft, the Convicts will be sent with their usual compliment of Guards viz 1 Peon to every 4 Convicts and 1 Dufladar to every 15 Peons the appointment of the Jemedar (Native or European,) the Gomastah, and the Native Doctor the Court purpose should rest with the executive Officer under such instructions as may be furnished to him from the Military Board.

4 The controul over the guards, and the entire Charge of and responsibility for the convicts is by Rule II vested in the Officer to whom they may be transferred

Foujdary Diary 5th November 1835.-

transferred and to enable him therefore to maintain good order discipline among the Prisoners the Court would respectfully recommend that the Right Honorable the Governor in Council would be pleased under the provisions of Clause 1st Section II Regulation I of 1833 to Confer upon each executive Officer the whole of the powers of punishments created by Regulation X of 1832 so long as the Convicts may remain under his Superintendance

5 In the para of this letter the Court have recommended that Native Doctors and Medicine should be supplied to the Prisoners under the direction and controul of the Executive Officer but in case of great Sickness the Judges would further respectfully suggest that as in Bengal the services of the nearest European Surgeon be make available for the occasion.-

6 In the Selection of Convicts to be employed under the executive Officer at a distance from the Jail, case should be taken by the Criminal Joint Criminal or native Criminal Judge to transfer none but the healthy and robust, and those only the periods of whose unexpired Sentence may extend 12. months or upwards

7. When prisoners are employed under the direction of an Engineer or other Officer at or near the Stations where their Jail is, the Judges would recommend that

that as in Bengal the prisoners should be lodged in the Jail and remain under charge of the Criminal Joint Criminal or Native Criminal Judge as the case may be being placed under the Control of the executive Officer during the day for work only—

8 Under the Bengal System the Officer in Charge of Convicts is empowered to encourage good conduct on the part of Convicts by granting rewards not exceeding 4 annas per man per month but as the payment of money to prisoners during their confinement would not be in accordance with the practice observed under this Presidency the Court have embodied in Rule V the order circulated under date the 4th of March 1831 intimating to the Criminal Judges and other Officers that the Right Honorable the Governor in Council will not object to sanction the grant, on quitting Gaol, to prisoners who may have distinguished themselves by their industry of a sum of money out of the proceeds of their labour proportioned to the comparatively superior quantity of labour performed by them—

9. Following the system observed in Bengal the Judges have in Rule VI declared that the diet allowance to convicts under the executive Officer shall be

shall be the same as that received by the Prisoners of the District in which the Gang may beat the time employed, and in order that no error may occur in the quantity or quality of the food allowed to each Convict, the Judges have shewn in the margin of this Rule the diet allowance of a Convict as sanctioned in each Division under this Presidency.—

10 It is also explained in the margin that luxuries such as animal food Betel, Tobacco, Opium &c are to be supplied in whatever Division the convict may be located on the requisition of the medical Officer.—

11. In Rule VII provision is made for the shelter of convicts when employed at a distance from the Public Jail but as the entire charge of and responsibility for the prisoners rests with the executive Officer and as the Tents or huts in which the Convicts may be lodged will be constructed under the orders of the Engineer in such manner as may appear most expedient to the Military Board, the Judges do not deem it advisable to prescribe any rules for the observance of the executive Officers as regards the nature of the Huts or Tents in which the Convicts should be lodged or the manner in which the prisoners should be secured at night, but they consider the

the following suggestion of the Criminal Judge in the Zillah of Malabar deserving of their consideration as a further means of safety light chains about 25 feet in length with a knob at one end should be used at night, to be passed thro the centre rings of the fetters of 10 prisoners and fastening with a padlock at the other end secured in this way each person of the ten would be able to change his posture freely.—

12. With reference to Rule VI the right Honorable the Governor in Council may perhaps deem it advisable to require the Civil auditor to state his opinion whether any objections exist to the mode in which it is suggested Bills drawn by the executive Officers should be audited and passed.—

13 The superintendants or other Officers in Charge of convicts should in opinion of the Court be required to observe and enforce as far as practicable the Jail rules dated the 8th of October 1821 particularly those entered in the 7th 8th 17 - 18 - 19 - 27 - 28 - 29 - 30 - 35 - 36 - 37 - 38 - 45 - 47 - 49 - and 53d articles of the said Rules and a provision therefore to this effect has been inserted in the Draft now submitted for the sanction of the Right Honorable the Governor in Council.—

14 It will of course rest with Government to

Foujdary Diary 5th November 1835

to determine the Division in which the experiment of the Bengal System of Working the Convicts should be first tried, but with reference to the letter from the 5th Provincial Court of Circuit in the Western Division dated the 4th of may submitted to Government under date the 22d of June last wherein they express their opinion that the number of available Convicts at each Jail "in their Division" is certainly not more than sufficient to keep the roads in proper order" and adverting to the nature of the country and the Climate of the Western Coast it would appear to the Court of Sudr Udalat expedient that for the present the control of the Executive Officer over the prisoners in confinement within this Division should be limited to the direction of their labour.—

15. Should the returns shewing the labour performed by the Convicts and the statements exhibiting the Charges incurred on their account, contain all the information required by the Military Board the Court of Foujdary Udalat would suggest that the forms appended to the Bengal Rules be observed by the several Engineer or other Officers who may be placed in Charge of convicts under this Presidency.—

16. In Conclusion the Judges would strongly urge on the consideration of Government the necessity

necessity of a military guard being detached with every party of convicts placed under the charge of an Engineer or other Officer and employed at a distance from the Zillah Jails—

17. When hutted or in tents the ordinary Jail guard of Peons the Court are of opinion will be found wholly insufficient for the safe custody of the convicts during the night, and if the aid of Sepoys be not accorded the Judges entertain but little doubt that escapes will occur to great and most injurious extent.—

5th October 1835 } / Signed / W. Douglas.—
Register.—

(Copy)

Rules for the management of Convicts placed under charge of Executive Officers or other Superintendents.

I. Whenever Government shall order Convicts to be made over to any Executive Officer or other Superintendent for employment on any Public work, the officer making them over shall furnish the executive Officer or superintendent with detailed Duplicate Lists in English and the native language of the Province according to the following form: and a copy of list in English shall be

be forwarded by the Criminal Joint Criminal or native criminal Judge to the Court of Foujdary Udalut

In this Column specify the Jail from which transferred and the No. of the Case in criminal Report or the calendar of Prisoners &c.	Name of Prisoner, Fathersname, caste and place of abode.—	Description Roll.—	Crime— Sentence and date thereof Date of expiration of Sentence	Remark continuing date of death, release removal escape &c.

For the Prisoners so made over the executive Officer or Superintendent shall grant a receipt to be inserted at the foot of the "Duplicate List above described" I acknowledge to have received charge of the Prisoners discribed in the above list in good health here note exceptions (on this (insert date) a copy of which receipt shall be transmitted through the military Board to the Civil Auditor.—

II The entire management and control of Prisoners made over as above — described shall be entrusted to the Executive or other Officer receiving them, who is required to provide for their safe custody their maintenance the exaction of their due proportion of work and rewarding them for good conduct and deligent labor— The Collectors of Districts in which Prisoners may be employed will aid the executive Officers in procuring supplies for the Convicts and their guards whenever that may be necessary, it is however advisable that this aid should be dispensed with in all practicable cases—

In.—

In Districts however where, in some parts the Circar share of the produce is received in kind the Collectors shall be authorized to provide the supplies of grain required by the executive Officer for the subsistence of the convicts under his charge The executive Officer will furnish to the Collector at the time of harvest a statement of the quantity he estimates will be required for the year of six months supply which quantity will be reserved by the Collector in disposing of the Circar share of the produce and made over to the Executive Officer at the gunnabundy price from time to time as required.

III A principal working party of convicts shall consist of not less than 150, or more than 400 Prisoners the Establishment employed over whom shall be the following one European or native Jamadar, the latter at Rs. 15 per mensem One Duffadar to every 15 Peons One Peon to every 4 Convicts a day and night guard, a certain portion of the guard at the discretion of the Executive Officer, to be specially employed as a night guard, and on that account exempted from the ordinary duties of the day provided however, that the whole guard shall remain during the night within call to support the night guard & to supply additional sentries if necessary One Gomastah to keep the accounts returns &c. at

at Rupees 8. One native Doctor at 8 Rupees but when the gangs may be working within two or three miles of each other, one Gamastah and one native Doctor will probably suffice for two or more gangs when the gang consists of less than 150, the guards may be increased, if necessary, to 1 Peon for every 3½ or for every 3 convicts upon the whole the escape of a prisoner is to be reported immediately to the magistrate of the District where the Gang is working to the magistrates of the adjoining Districts and to the magistrate and the officer of the Criminal Court of the District to which the prisoner belongs and in likemanner all casualties among the prisoners shall be reported by the Superintendent to the Officer of the Court from which such prisoners may have been received, and the Officer in charge of the Court shall submit a copy of all such reports to the Foujdary Udalat a monthly report of escapes and deaths shall also be sent to the Military Board, with such explanation as will enable the Board to judge how far they may be attributable to neglect or mismanagement on the part of the Superintendents or their subordinates that such orders as each case may require may be issued, or that the subject, if of sufficient importance may be brought under the notice of Government

IV The Executive or other Officer in charge of

of Convicts shall have authority to punish guards employed over convicts by dismissal or fine not exceeding one months pay, and to employ others in lieu of those dismissed. He shall also be empowered to reward the deligent and well behaved by promotion to vacancies in higher grades, and by donation not exceeding one rupee in one month entering sums so paid in the accounts submitted to the military Board, and it will be the duty of the Board to see that this power is discreetly used. In the event of Conduct declared punishable under the Regulations, on the part of the guards, they shall be made over for trial to the Criminal Judge, Joint Criminal Judge or native Judge of District where the Prisoners are employed.-

V The Executive or other Officer in charge of Convicts is empowered to encourage good conduct by bringing to the notice of the Right Honorable the Governor in Council cases wherein convicts may have distinguished themselves by their industry, in order that sanction may be obtained for granting to such convict at the expiration of his sentence a sum of money out of the proceeds of his labor proportioned to the comparatively superior quantity of labor performed by him.-

The.

× Cruel and culpable negligence punishable under Sec. XI Regulation XIII of 1832.- Connivance at the escape of convicts further criminally punishable under Sec. XXIII Regulation XIII of 1802.-

Foujdary Diary 5th November 1835.

The authority of Government will be granted to such extent as may be deemed requisite for the punishment of idle or refractory convicts under the provisions of Regulation X of 1832 and I of 1833 offences of a serious nature on the part of convicts will of course be referred to the magistrate of District in which the offence may be committed.-

VI The executive or other Officer incharge of convicts, shall disburse the diet allowance of Prisoners and the monthly pay of the guards and shall purchase materials for Huts and clothing Blankets &c. for the Prisoners from advances to be applied for from the Treasury of the nearest Collector and shall obtain credit for sums so disbursed by drawing Bills against the Honble Company which shall be passed by the military Board and audited by the civil Auditor, if usual and unobjectionable, and any that may not be so, he should submit for the consideration and orders of Government.-

Excepting at Coimbatore where 100 Rupees weight of Cholum per diem is considered ample- The maximum of the quantity of Rice allowed to each prisoner

The diet allowance to convicts must be the same as that received by the Prisoners of the district in which the convicts under the Executive Officer may be at the time employed, unless any

prisoner in the Southern Division is fixed at 80 Rupees weight, to be reduced, however at discretion, should such allowance be found more than is required for the actual wants of a Convict

condiments to be supplied in kind at the rate of 4 Pice per diem for each convict.-

In the Northern Division each prisoner is allowed one seer of Rice and 30 cash per diem for condiments to be supplied in kind.

In the Centre Division each Convict is allowed half a Madras measure of Rice daily and 4 Pice for condiments &c. to be supplied to the Convict in kind.-

In the Western Division each Convict is allowed 60 Rupees weight of Rice 7 Reas at Mangalore and 6 Reas in each of the

any Special order of Government should be hereafter issued on this subject. The average quantity & quality of Clothing allowed to each convict, and the periods fixed for serving it out, shall be Communicated by the Officer in Charge of the Criminal Court of the District to the Executive Officers, who will take care that all the Prisoners under them are as nearly as possible equally supplied in this respect. The Bills drawn by executive Officers shall be two fold, one headed "Judicial ordinary" to be transmitted monthly to the Civil Auditor, and the other "Judicial Extra Charges" to be transmitted half yearly to the military Board; under the former shall be classed all expences which would have been incurred for the

the other Billahs for condiments fish &c. to be supplied in kind.-

Luxuries such as animal food Betal Tobacco, opium &c. to be supplied in whatever District the convict may be located when such may be considered requisite by the medical Officer.-

the prisoners under ordinary circumstances, such as their diet and clothing, and the ordinary guards under the latter all extraordinary Charges such as expences of Tents, Flats, Extra Guards (i.e) all exceeding the strength authorized in Rule III Viz/ 1 Jemadar native or European 1 Gomastah and 1 native Doctor One Peon to every four Convicts and 1 Duffadar to every 15 Peons.-

VII The ordinary shelter of convicts shall be Huts and condemned Sepoy Tents to be furnished from magazine Depots or Tents made up in the Public Jails. When these are not procurable, special orders will be issued by the military Board. Huts shall be made of the cheapest materials procurable, which in damp and swampy situations should be provided with mats. The space allowed for each convict should not be less than 18 square feet.

VIII It will be the duty of the medical Officer and the Civil Officer who under the Regulations or under Special orders may visit the Gangs to take the necessary measures to satisfy themselves, that the Prisoners are supplied

prisoner in the Southern Division is fixed at 80 Rupees weight, to be reduced, however at discretion, should such allowance be found more than is required for the actual wants of a Convict

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VIII

It will be the duty of the medical Officer and the Civil Officer who under the Regulations or under Special orders may visit the Gangs to take the necessary measures to satisfy themselves, that the Prisoners are supplied

supplied with wholesome food, and camblies and other clothing allowed by Government, and they will bring to the notice of the Executive Officer and of the Fouj.dary Adalut any irregularities or omissions which they may observe.—

IX The executive Officer will make over to the nearest magistrate the convicts to be released so— that they may arrive at the District to which they belong one month before the date of their discharge— Officers from whom convicts have been transferred will send to the— Superintendent lists of the persons to be discharged, one or two months before that date, to guard against the possibility of any mistake, or neglect, by the Executive Officer.—

X The labor of the convicts shall ordinarily consist of Task work, allotted to each man 50 Cubic feet per man per day, is considered a fair average, but it must vary according to local circumstances.— If one completes his task before another more ought not to be required of him but when furnished, at however early an hour the convict or convicts should be allowed to "knock off"—

XI The executive Officer or other superintendent shall be furnished with a copy of the Last rules of the 8th of October 1821 which he shall be required to enforce as far as applicable and practicable

in the 7-8-17-18-27-28-29-30-35-36-38-45-47-49 and 53 articles—

/ Signed / W. Douglas
Register

To The 4 Provincial Courts of
Circuit.

Gentlemen,

With reference to the orders of this Court of the 29th April and 22d of September last I am directed by the Judges of the Foujdary Udalut to forward to you for communication to the several Magistrates within your Division the accompanying Copy of a further communication from the General Superintendent for the Suppression of Thuggee addressed to the Chief Secretary to Government, together with a copy of the resolution of Government thereon dated 20th instant.

With reference to the 2d para of the order of Government No. 803 you will be pleased to direct the serious attention of the several Magistrates to the danger of believing that the crime of Thuggee is no longer in existence, and at the same time enjoin them to use their most active exertions to detect and bring to punishment parties Concerned in Thuggeism in their respective Districts, and as numerous of Phansegars were known formerly to exist in the Zillah of Salem and Ceded Districts the attention of the Magistrates in the centre Division and in the Districts of Salem and Coimbatoor should be particularly requested to the subject. Native Police Officers directed to

x dated 31st September 1835.

x To Sup. Gen. & Cent. Dist. Ceded Districts for C.S.

to take the requisite precautions to watch the Conduct of all travelling Mussulmans who can give no satisfactory account of themselves.-

7th November 1835. } (Signed) W. Douglas.-
Register.

No. 202.

To The Chief Secretary to
Government.

Sir,

1. I am directed by the Court of Foujdary Udalut to acknowledge the receipt of the order of Government No. 815. dated the 27th Ultimo referring for the consideration of the Foujdaree Udalut a Correspondence between the Officer Commanding Vellore and the Criminal Judge in the Zillah of Chittoor, and requesting the Judges to state their opinion whether there is any objection to the Officer Commanding Vellore authority to carry into execution on the spot Sentence of imprisonment with hard labour awarded by Military authority under the prisoners of Regulation VII of 1832.-

2. The Judges are of opinion that the authority proposed by the Officer Commanding Vellore cannot be conferred upon him by the Government except by a legislative enactment in as much as section XIX of the Regulation above quoted expressly provides that "Whenever it may be necessary within the territories

subject-

"subject to this Government, to Carry into effect a
"sentence of imprisonment and hard labour under"
"Regulation VII of 1832" the Commanding Officer
shall forward the person sentenced to the nearest
Criminal Court" who will "imprison and work them
"in Conformity will their sentence"

7th November 1835 } /Signed/ W. Douglas.
Register.

(No 203)

To The Chief Secretary to
Government

Sir,

I am directed by the Judges of the Court of Toujdary Udalut to acknowledge the receipt of the order of Government of the 27th Ultimo No. 1321 - requiring the necessary orders to be issued for the dispatch of 100 Convicts from the Jail at Trichinopoly to be employed in blasting stones for the Coleroon annicut -

The Judges conclude that it is intended that the Acting Civil Engineer should have charge of the convicts in question, but with reference to the circumstance that there is yet no place for their safe custody, and the improbality of the temporary shelter, proposed to be erected for them, being rendered secure, at an early period, against the attempts

attempts which may be made by the convicts to escape, the Judges would respectfully suggest the expediency of awaiting the issue of the rules respecting the working of prisoners generally under the superintendence of orders of the Engineer Department -

Should this delay be competable with the exigency of the service the Judges will be prepared to carry into effect the instructions of Government now under acknowlegement -

7th October 1835 } /Signed/ W. Douglas
Register -

To G. J. Casamajor Esqre
2d Judge of the Provincial Court
late on Circuit in the
Centre Division.

Sir,

I am directed by the Court of Toujdary Udalut to transmit to you copy of a letter dated the 30th Ultimo from the Provincial Court of Circuit in the Centre Division and to request that the Persian Translations of the proceedings held before the Criminal Court and the Court of Circuit in Case No 3. of the Cudalore Calendar for the 1st Sessions of 1835 reported to have been

transmitted

transmitted to you at Madras on the 6th Ultimo, may be forwarded to this Office to your earliest convenience.

7th November 1835. } /Signed/ W Douglas.
Register.

To The Criminal Judge in the zillah of Chicacole

Sir,

I am directed by the Court of Foujdary Udalut to apprize you that the Right Honorable the Governor in Council has been pleased under the provisions of Section VII Regulation VII of 1827 to authorize you to dispose of the prisoners

"Guzzala Vencatachellum"
"Vadaraswarapoo Appanah"
"Kishana Sing" and
"Badar Saib"

Charged with Offences committed in the zillahs of Rajahmundry and Vizagapatam and forwarded to you by the magistrate of the former District.

7th November 1835. } /Signed/ W. Douglas
Register

To The Magistrate of Rajahmundry.

Sir,

With reference to your letter dated the

Vide extract from the proceedings of Court No. 816 dated 27th Oct. 1835

6th Ultimo, I am directed by the Court of Foujdary Udalut to apprize you that the Right Honorable the Governor in Council was pleased under date the 27th Ultimo, to authorise the Criminal Judge of Chicacole to dispose of the prisoners.—

"Guzzla Vencatachellum"
"Vadaraswarapoo Appanah"
"Kishanah Sing and"
"Badar Saib"

charged with offences committed in the zillahs of Rajahmundry and Vizagapatam.—

7th November 1835. } /Signed/ W. Douglas
Register

To Lieutenant Cotton.—

Sir,

With reference to your letter dated the 24th of September last and the letter from this Office dated the 12th Ultimo, I am directed by the Court of Foujdary Udalut to transmit to you Copy of a letter addressed to Government by a medical Board Containing their opinion that the Rice issued to the convicts under your charge this old is when freed from impurities of good quality and fit for use, and to inform you that the Commissary General was in consequence been

× Vide order of Govt No. 1675 dated 27th Oct. 1835.

× been directed by Government to cause the Bengal Rice to be freed from impurities it is again issued to the convicts.

9th November 1835. } (Signed) W Douglas
Register

To The Provincial Court of Circuit
in the Southern Division

Gentlemen,

1. I am directed by the Court of Foujdaree Adalut, with reference to their Register's letter dated the 29th May 1835 to transmit to you for your information Copy of an order of Government No. 814 dated the 27th Ultimo communicating to the Foujdary Adalut Copy of a letter from the secretary to the Government of India in the Legislative Department; intimating the opinion of the Supreme Government that the inconvenience to which European Soldiers garrisoned at Trichinopoly by being required to appear in Criminal Cases before the Court at Cumbaconum is not of such a nature as to render it desirable that Legislation should be resorted to for this particular case, and that the draft act submitted for sanction for remedying this evil will be forwarded to the Law Commission for consideration.-

2. A Copy of the letter from the Secretary to

to the Government of India in the Legislative Depart. which is enclosed you will be pleased to transmit to the acting Criminal Judge of Cumbaconum for his information.-

9th November 1835 } /Signed/ W. Douglas.-
Register

To The Criminal Judge at
Chittoor.

Sir, With reference to the letter from this Court addressed to the acting Judge of Chittoor under date the 17th February last relative to the Treadmill proposed to be erected in the Jail under your charge, I am directed by the Judges of the Court of Foujdaree Adalut to acquaint you that Govt were pleased on the 27th Ultimo, to sanction a revised Estimate submitted through the military Board for the Treadmill amounting to Rupees 2479-7-10 and to cancel the sanction granted under dates the 6th February and 15th May last for the disbursement of Rupees 2664-9-2 on account of his work.-

9th November 1835 } /Signed/ W. Douglas
Register

To. The Officiating Criminal Judge of
Bellaree

Sir. I am directed by the Judges of-

Foujdary Diary 9th November 1835.-

of the Foujdaree Adalut to return to you the Statement of Contingent Charges incurred in Fusly 1244 in the Zillah Court of Bellary which accompanied your letter of the 28th July last and to request that you will append thereto an account Particulars in the form prescribed by the Circular Order No. 11 dated the 16th August 1834 exhibiting the number and amount of the pay of the extra Peons employed during Fusly to guard the prisoners worked outside the Jail.-

You will be pleased to retransmit the Statement Recd. to this Office with as little delay as possible.-

9th November 1835 } / Signed / W. Douglas

Register.-

No. 206.-

To The Chief Secretary to Government.

Sir,

With reference to my letter of the 31st. of July last, requesting sanction for the charge of eight Rupees per mensem for the rent of two Godowns for storing again for the use of the prisoners in the Jail at Vizagapatam and to the order of Government thereon No. 584 dated the 7th August last authorizing the expence but requesting enquiry to be made whether it might not be dispensed, I am directed by the Judges of the Court of Foujdary Adalut to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying Copy of a communication from the late Native

Native Judge at Vizagapatam dated the 14th Ultimo received thro the Provincial Court of Circuit Northern Division- showing that the disbursement in question is necessary-

The Judges accordingly beg leave respectfully to request the sanction of Government for the said Charge.-

10th November 1835 } / Signed / W Douglas
Register.-

To The 1st Judge late on Circuit in the Southern Division.-

Sir,

I am directed by the Court of Foujdary Adalut to transmit to you an extract from the proceedings of this Court under date the 9th Ultimo, containing the observations of the Foujdary Adalut on your Circuit Report submitted at the close of the 1st Sessions of the present year, together with a copy of the order of Government thereon No. 812 dated the 27th Ultimo-

10th November 1835- } / Signed / W Douglas.-
Register-

To Lieutenant F. C. Cotton.

Sir,

With reference to the 9th Para: of your letter dated the 30th Ultimo, I am directed by the Judges of

of the Foujdary Adalut to explain that by the provisions of Section XI Regulation XIII of 1832 primary cognizance of cases of gross and culpable neglect or connivance on the part of Peons in charge of Prisoners, whereby they may be enabled to effect their escape, is vested in the Criminal Judge and that consequently the Peon named "Sheik Bram" should have been forwarded direct to the Criminal Court at Chingleput as requested in my letter of the 26th Ultimo.

11th November 1835 } / Signed / W. Douglas
Register

No.

To The First Judge on Circuit in the Western Division

Sir,

I am direct to inform you that under the circumstances represented in your letter of the 4th instant received this day the Judges of the Foujdary Adalut authorize you to remain at Mangalore, with the view of disposing of the Supplemental calendar which it appears from his communication of the same date the acting Criminal Judge of Canara is prepared to submit for your consideration

12th November 1835 / Signed / W. Douglas-
Register.-

Foujdary Diary 12th November 1835.-

To The Magistrate of
Cuddapah.-

Sir,

I am directed by the Judges of the Foujdaree Adalut to transmit to you a List containing the names the discription of the persons &c of 10 Convicts who effected their Escape from the Jail at Guindee on the evening of the 20th Ultimo, with a view to the re-apprehension of such as may be found or may hereafter return within the limits of your Jurisdiction.-

The Whole of the Convicts mentioned in the accompanying List were transferred from the Jail at Cuddapah and placed under the orders of the Breakwater executive Committee-

12th November 1835 } [Signed] W. Douglas-
Register

To The Provincial Court of Circuit
in the Southern Division

Gentlemen,

1 The Government having directed that the superintending Engineer should be allowed the aid of convicts to assist in converting an old house into a place of arms and Hospital for the Detachment

Foujdary Diary 13th November 1835.-

of Native Infantry Stationed at Coimbatore I am directed by the Foujdary Adalut to request you will call upon the Acting Joint Criminal Judge at that Station to report whether the number of Convicts that may be required for this work Can be supplied without determent to the alterations and additions required to be made to the Court House and Jail at Coimbatore.-

2 If the requisition of the Superintending Engineer on the Southern Division Cannot be conveniently complied with you will be pleased to direct the acting Joint Criminal Judge to report what further number of convicts can be provided with accommodation in the Jail under his charge with the view to such number of prisoners being transferred to Coimbatore from a neighbouring Jail as may be required to complete the work to be executed under the orders of the Military Board.-

13th November 1835 } [Signed] W. Douglas-
Register.-

To The Acting Third Judge of the
Provincial Court of Circuit
in the Northern Division.-

Sir,

I am directed by the Judges of the Foujdary

Fouzdary Udalut to acknowledge the receipt of your letter of the 12th received on the 21st Ultimo, reporting the grounds on which the mohemedan Law Officer of the Provincial Court of Circuit in the Northern Division has delivered a Futwa of acquittal in cases Nos. 12 and 13 on the Masulipatam Calendar for the Third Quarter Sessions of 1835; and requesting to be informed whether the exceptions taken are of such a nature as to render necessary the deference of the Trials.-

2. It has on a former occasion been ruled by the Court of Fouzdary Udalut that in cases of the description referred to in your letter "The Courts do not administer mohommedan Law but a Regulation of the Legislature" and that Judge presiding at the Trial should simply put a question to the Law Officer as to the sufficiency of the proof adduced to establish the fact of two contradictary depositions having been given" and on receiving his answer "should proceed as directed by the general Regulations"

3. I am directed to state that the mode of proceeding indicated in the preceding paragraph should be adopted in the disposal of the two Perjury cases which from the subject of the present reference.-

I

4 I am further directed to observe that in declaring in his Futwa that "by no body having sustained injury from his false testimony the charge against the prisoner is not proved the mooftee of the Provincial Court of Circuit has afforded an incorrect exposition of the Mohammedan Law, which recognizes no connection between the question of Injury to any individual" and the proof of the False swearing. The Mohammedan Law Officers of the Fouzdary Udalut have declared that the fact must be first proved and that the injury which the false swearing has produced forms a subject for subsequent inquiry and that if no injury have resulted, it is a not competent to the Hakim to inflict punishment"

13th November 1835 } Signed / W. Douglas-
Register

To The Third Judge on Circuit in the Centre Division

Sir,

1 I am directed by the Judges of the Fouzdarii Udalut to acknowledge the receipt of the Copy of a letter dated the 2d instant from the Criminal Judge of Cuddapah bearing your signature in attestation of its correctness, and accompanied by

by the Original warrant issued by the Court of Circuit for the execution of the prisoner in case No. 5 on the Cuddapah calendar for the Second Sessions of 1835.-

2.- The circular order of the Fouzdary Udalut dated the 3rd may 1830 directs that in making returns to death warrants, besides stating as at present the estimated number of Spectators attending the execution, and the apparent impression made upon them by it, the Criminal and Joint Criminal Judges do specify the date and hour when the finial sentence was communicated to the Convict, and certify that the same took place in open Court and that in these Returns they do further specify in a particular manner, the effect on the Convict of such Communication, and his conduct thenceforward until his execution".-

3. On these points the letter of the Criminal Judge of Cuddapah is silent I am directed to request that you will call the attention of that Officer to the subject and require him in his future Communication to furnish full information on each and every head noticed in the circular order above quoted.-

13th November 1835. / Signed / W. Douglas.-
Register

No. To The Magistrate of Tinnevelly

Sir. With reference to your letter dated the 2nd instant I am directed by the Judges of the Fouzdary Udalut to transmit to you a third Copy of their printed circular orders for the use of the Head Assistant Magistrate.-

13th November 1835. Signed / W. Douglas.-
Register.-

No. 207.

No. To The Chief Secretary to Government.-

Sir

I am directed by the Judges of the Court of Fouzdary Udalut to report for the information of the Right Honorable the Governor in Council the following reductions, made at their suggestion, in the establishments of the Jails at Chittoor Cuddapah Nellore and Tinnevelly.-

Chittoor standing guard reduced on 19th October last from 35 to 30 Peons

Cuddapah standing guard reduced on or before the 2nd October last from 71 to 60 Peons.-

Nellore standing guard reduced on the 11th September last from 40 to 30 Peons.-

Tinnevelly

Tinnevelly standing guard reduced on or before the 2d Instant from 30 to 23 Peons—

13th November 1835 } [Signed] W. Douglas.
Register.

No.

To The Civil Auditor—

Sir,

I am directed by the Judges of the Court of Foujdary Udalut to report to you the following reductions, made at their suggestion in the Establishments of the Jails at Chittoor Cuddapah Nellore and Tinnevelly.—

Chittoor standing guard reduced on the 19th October last from 35 to 30 Peons.

Cuddapah standing guard reduced on or before the 2d October last from 71 to 60 Peons.—

Nellore standing guard reduced on the 11th September last from 40 to 30 Peons.—

Tinnevelly standing guard reduced on or before the 2d instant from 30 to 23 Peons.—

13th November 1835 } [Signed] W. Douglas
Register

No. 208.

No. To The Chief Secretary to Government.—

Sir,

With reference to the 34 para of the Extract.—

Extract from the minutes of consultation under date the 21st of august last and para 34 of General letter from the Honorable Court of Directors dated 23d July 1834 No. 4.— I am directed by the Judges of the Foujdary Udalut to the transmit to you a statement received from the acting Criminal Judge in the zillah of Canara, exhibiting the actual establishment and charges incurred on account of the temporary increase to the Jail establishment sanctioned by Government under date the 10th January 1832.—

13th November 1835 } [Signed] W. Douglas
Register.—

No. 209.

To The Chief Secretary to Government.—

Sir,

I am directed by the Judges of the Court of Foujdary Udalut respectfully to solicit the attention of the Right Honorable the Governor in Council to the dreadful prevalence, in the provinces subject to this Presidency of the crime of murder perpetrated upon infant children, for the sake of the plunder from their prisoners of the ornaments framed of the precious metals, which the natives of India of all casts and religious persuations are accustomed to place upon their children.—

These ornaments are for the most part

p

of very Trifling intrinsic value, yet cases are not infre-
-quent of the murder of the child for the sake of such-
as on net worth more than one or two rupees.-

The example, made in the Capital pu-
-nishment of the Criminals in such cases can mani-
-festly in effectual as a check upon the perpetration
of this Criminal notwithstanding its prevalence and
the repeated disclosure of circumstances proving the
danger in which Children thus ornamented are placed
if removed but for a few moments from under the eye of
the parent are an accountable apathy insures the con-
-tinuance of the system of allowing them to wander un-
-protected into the Streets and bazars where the murde-
-rer is on the look out for their appearance.-

No method of effectually putting a Stop
to this species of crime suggests itself to the Judges
excepting the enactment of legislative provisions for
the purpose.-

And the Judges would propose that
it be accordingly enacted, that all native Children
taken by the Officers of police with Gold or Silver
ornaments on their persons in the Streets or bazars
of towns and villages be carried before the superior
Police officer who shall be authorized to remove
the

the ornaments and directed to restore them to the parent
or other relative of the child intimating that if that
child or any other of the same family be again found
wanding alone, ornamented in a similar manner, the-
ornaments will be confiscated to core of Government
and the Judges I am no doubt that a for instances
of such confiscation supposing that the non pronoun-
-gation of such an enactment failed to produce the
effect would prevent the continued for system which offers
to the worst discription of characters are irresistable temp-
-tation to the perpetration of murder and robbery.-

13th November 1835 } | Signed | W. Douglas
Register

To The Secretary to the Military Board.-

Sir.

I am directed by the Judges
of the Court of Foujdary Adalut to acknowledge the
receipt of your letter of the 3rd Instant, transmitting
under the orders of the military Board plans of certain
Jails and requesting the Court to indicate those which-
have been most approved, and in reply to convey to you
their opinion, that, although the Jail built by Major-
Leaner at Salem is small, it is one of the best, and-
that the plan of the proposed new Jails at Guntoor-

and

and Vizagapatam appear to them to be preferable to that of any of the Jails transmitted with your letter now under acknowledgement.

/ Signed / W. Douglas.
Register

No. 210.

To The Chief Secretary to Government.

Sir.

With reference to the extract from the minutes of consultation under date the 4th of August last wherein the Court of Foujdary Adalat were requested to call for a particular report of the state of the Jail at Cotacamand shewing in what respect it is considered defective and what is required to render it sufficiently strong and secure for a prison. I am directed by the Judges to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying Original plan of the Cotacomand Jail with Copy of Colonel Crewe's required report regarding it dated the 21st September last, received through the Provincial Court of Circuit Southern Division, and of a letter dated the 31st Ultimo, with an Estimate from the same Officer.

The Judges considered it requisite to await the receipt of the above estimate in order that the

the application might be laid before Government in a complete form and they now beg leave respectfully to recommend that the disbursement of Rupees 240-2-0 for the purpose specified in Colonel Crew's Report may be sanctioned.

16th November 1835.

/ Signed / W. Douglas
Register

No. 212.

To The Chief Secretary to Government.

Sir,

I am directed by the Judges of the Court of Foujdary Adalat to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying Copy of a letter dated the 5th Instant from the Criminal Judge of Malabar and the Original inclosure being the memorandum of travelling Charges incurred by the acting Assistant Criminal Judge in attending the execution of the prisoners in Case No. 2 on the additional Calendar of the 2d Sessions 1835.

The Judges beg leave respectfully to recommend that sanction may be granted for the charge in question amounting to Rupees 49-8. forty nine and annas eight.

16th November 1835.

/ Signed / W. Douglas.
Register.

To

To The Provincial Court of Circuit
Northern Division

Gentlemen,

I am directed by the Judges of the Court of Foujdary Udalut to acknowledge the receipt of your letter of the 22d Ultimo returning the plan of the Vizagapatam Jail with your observations upon it and to transmit for your information and guidance the annexed copy of an order A of Government dated the 10th Instant and of the letter B from this Court upon which the said order has been passed.-

A The Right Honorable the Governor in Council sanctions the revised plan and estimate submitted with the letter of the military Board dated the 28th July last No. 268, for constructing a New Jail at Vizagapatam amounting to Rupees (4309- 13- 3) Four thousand three hundred and nine, annas thirteen and pice three; after deducting Rupees (56- 14- 3.) Forty six, annas fourteen and pice three on account of work to be performed by convicts and requests that the military Board will issue the necessary instructions for sinking a well in the Compartment marked E in the plan agreeably to recommendation contained in the concluding para of foregoing letter.-

B Here enter Sudr Udalut letter to Govern

No. 198 dated 4th November 1835.-
18th November 1835.- (Signed) C. L. Prendergast
Asst. Dy. Register.-

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

Gentlemen,

With reference to your letter dated the 30th Ultimo, I am directed by the Judges of the Foujdaree Udalut to transmit to you Copy of a letter to my address from the 2nd Judge of the Provincial Court in the Centre Division in which Mr. Casamajor states his belief that the Persian Translations of the proceedings held before the Criminal Court and Court of Circuit in Case No. 3 of the Cuddalore Calendar for the 1st Sessions of 1835. have been forwarded by him to the Provincial Court in Order to be signed and dispatched by the Register.-

2 You will be pleased to report for the information of the Foujdaree Udalut whether the Fair Copies of the Persian proceedings above alluded to have been received by the Provincial Court and in case they have been received you will furnish them to him with as little delay as possible.-

18th November 1835.- (Signed) W. Douglas
Register.-

No. To The Magistrate of Chingleput.-

Sir,

1 In reply to your letter of the 15th & 27th Ultimo, the

the letter forwarding revised list of the Guard of the convicts at Poonamalee, I am directed by the Judges of the Court of Foujdaree Udalut to inform you, that Government were pleased, under date the 10th Instant, to authorize the monthly Disbursement of Rs. (75-4-) seventy five and annas four, from the 1st of August last, in payment of the Peons in charge of the convicts stationed at Poonamalee.-

19th November 1835.- (Signed) C: L: Prendergast.-
Sean: Dy: Register.-

No. To The Chief Secretary to Government.-

Sir,

1 I am directed by the Judges of the Foujdaree Udalut to acknowledge to receipt of the Order of Government No. 832. dated the 3d instant intimating that the Right Honorable the Governor in Council has resolved in modification of the orders of Government of the 28th July last to the Court of Sudr Udalut to prepare in the form of an act the draft of such Modifications of Regulation VII of 1832 as may be considered necessary that the Judges be now requested to submit a concise statement of the Circumstances which have suggested the proposed alterations in the Law, in order that the subject may be brought to the notice of the Supreme Government for the purpose of being referred to the Law Commissioners for consideration.-

2 Much misapprehension having been found to exist on the part of Commanding Officers as to the authority really

really vested in them by Section III Regulation VII of 1832 it was suggested by his Excellency the commander in Chief that the Police authority vested by Section III and IV Regulation VII of 1832 in Officers commanding at Military Bazar stations, and under their orders, in the senior commissariat officer at such stations, or other officer specially appointed by Government, should be described and defined to consist in such powers as now are or may hereafter be given to them for Police purposes, by the Regulations of Government, and in such only: and further that it should be expressly declared that no commanding Officer in charge of the Police shall in the exercise of such authority beheld justified in any act or acts in excess to the provisions of such Regulations on the plea of being generally vested with Police authority and the maintenance of the Peace.-

3 As corporal punishment has been altogether abolished by order of the supreme Government it was suggested by the same authority that Section XV and XVI of Regulation VII of 1832, which authorized the infliction of stripes, should be modified; and that in lieu of the corporal punishment Courts Martial should be empowered to award imprisonment to the extent of two months.-

4 As observed in this Courts letter of the 11th August last provision to this effect has been made in the draft of the Act for the abolition of corporal punishment.

laid

laid before Government under date the 31st of July 1835.-

5 It has been suggested also, in modification of clause 1st Section XXI Regulation VII of 1832, that article VII Section XI of the Rules and Articles of War for the Government of the Native during under the Presidency of Fort St. George contained in Regulation V of 1827 be further extended to all actions of Debt not exceeding 400 Rs. in which the Defendant at the time the cause of action arose was a native commissioned officer.-

6. It is Excellency the Commander in Chief recommended also that the "restrictive provisions of clause "IIdly Section XXI of the Regulation should be made applicable "to all Punchayets assembled under the provisions of the "Regulation, and to Courts Martial held under the special "provisions of Clause 3rd Section XLII;" as many illegal "awards have already occurred from the want of such explan"atory Clause" or in other words that a rule should be enac=ted in explanation of Article VII Regulation XII of the said Articles of war to the effect, that no suits for damages or concerning disputes of caste, or for the Divisions of family property, or for the right or possessions of land or other real property, shall be receivable and determined under the Authority of the said Article by any Punchayet assembled under the provisions of Regulation VII of 1832 or any Court

Court Martial held under the Special provisions of clause 3rd Section XLII Regulation VII of 1832, but all such suits shall be referred if the Defendant at the time of the institution of the suit be at any station within the Frontier to the Civil Tribunals to be tried under the general Regulations if beyond the Frontier to the established Civil Tribunals of the Country.-

7. And in like manner it was suggested that the restrictive "provisions of Section XXXII limiting "the award of intrest at 12 p.c. Cent should be made applica"ble to punchayets and Courts Martial held under the "Special provisions of Section XLII:" and that "it should "be expressly declared that Saudor other real property cannot "be Seized or sold in satisfaction of the awards of Punchayets "or Courts Martial assembled under the provisions of the "Regulation or of the Native Articles of War for the Division "of Civil suits" or in other words that a rule should be enacted declaring that Punchayets and Courts Martial assembled under the provisions of Section XLII Regulation VII of 1832 shall not award interest above 12 p.c. Cent per Annum, even where more may have been stipulated, nor interest to any amount exceeding the principl, nor compound interest except where a former bond has been cancelled and a

a new one entered into for principal and interest consolidated in which cases they may award interest on the amount of the new bond as on principal Money.—

And that it should be declared by a Legislative enactment that Landor other real property shall not be seized or sold in satisfaction of the awards of Punchayets or Courts Martial assembled under the provisions of Regulation VII of 1832 of the Madras Code, or under act VII Section XII of the Articles of War for the government of the native army under this Presidency.—

8 It appeared also greatly desirable to His Excellency the Commander in Chief "that the concluding "provision of Section XXXIII of the Regulation which "at present applies to the Proceedings of Punchayets only "should be made applicable to the Proceedings of Courts "Martial held under the special Provisions of Clause 3d "Section XLII" that is to say.— that a rule should be enacted declaring that the decisions of Court Martials assembled under the provisions of Clause 3d Section XLII of Regulation VII of 1832, should be carried into execution under the orders of the commanding Officer in the manner prescribed by Article VII Section XII of the Rules and articles of War for the Government of the Native

native Army under this Presidency. Provided that where the Amount or value awarded by a Punchayet shall not have been paid by the party cast and cannot be realized from any property or effects within the Military limits or elsewhere, such Defaulter, having been arrested and imprisoned for two months shall at the expiration of the said two Months be liable to be sent by the Commanding Officer to the nearest Judge or Assistant Judge of the Zillah to be dealt with as directed in the latter part of Clause 1st Section XXXIII Regulation VII. of 1832.—

It being required also that Persons so sent shall be accompanied by an authenticated Copy of the award of the Punchayet, and shall be forwarded in the mode prescribed by Section XXXIV. Regulation VII. of 1832 of the Madras Code.—

9 The Court of Sudr Udalut have ruled in explanation of Clause 3d Section XLII Regulation VII of 1832. that in cases where a charge of Partiality may be preferred against a Punchayet assembled under the provisions of clause 1st of that enactment, and a Court Martial thereupon assembled that the Court is in the first instance to investigate the charge of partiality, and upon such being established to the satisfaction of the Court, then to try decide and determine the suit on its merits.—

10. This preliminary investigation His Excellency the Commander in Chief considers it "expedient should be clearly directed

"directed and made prescriptive by the Regulation itself:-

11 The Court of Sudr Udalut would suggest that it may be enacted at the same time that if the party fails in establishing the charge of partiality the award of the Punchayet is not to be disturbed.-

12 With reference to the suggestion contained in 7 para: of the Memoranda which accompanied the order of Government No. 541 dated 28th July 1835 that "some expss "provision should be made for the appropriation of Fines "levied under the Regulation.-

It appears that it has been intimated through the Secretary to Government in the Military Department that the Right Honorable the Governor in Council is not disposed to sanction any modification of the rule laid down in Government Notification published in Fort St. George Gazette of the 5th December 1832 which prescribes the mode in which fines levied by public functionaries are to be disposed of.-

13 As observed in the 8th para: of the Memoranda above alluded to the Court of Sudr Udalut have ruled that the Judgements of Military Courts held under the provisions of Regulation VII of 1832 and of the Articles of War for the Government of the Native Army of this presidency are finale and not subject to the revision and confirmation of Superior Officers: and as the Advocate General has recorded his opinion that the decisions of Military Courts of Requests under Section II. VII of 4 Geo: IV.

C.

C. 81 for the cognizance of actions of Debt against European Officers and Soldiers are finale, it may not be considered expedient as anticipated by his Excellency the Commander in Chief to make a different provision for the procedure of Courts in suits where the Defendant is a native of India.-

14 In the 2nd para: of the letter addressed by the Adjutant General of the Army to the Secretary to Government in the Military Department "the expediency" of "incorporating with the Bazar Regulation such Provisions "as may be considered advisable for the guidance of Military "Inquests to be held at Military Bazar Stations," is suggested for the consideration of Government - and in the 3rd para: it is stated that "it appears desirable that the Officer in charge of "the Police at Military Bazar stations should be declared "by Regulation, to be, ex officio Coroner within the Military "limits - that the mode of assembling Juries whether by "Summons by the Officer in charge of the Police as Coroner "or otherwise by order of the commanding Officer should be defined "that the number as well as the description of the Jurors whether "Military Officers exclusively should be prescribed - that the "Forms of oath to be taken by the Coroner and Jurors should "be set forth - and that such Courts should be formally empowered to administer oaths to witnesses".-

The

15 The Judges see no objection to the Office in charge of the Police at Military Bazar stations being declared to be ex-officio Coroner within the Military limits; or to his being empowered to summon Juries to be composed of Europeans where the deceased is a European, and of a Punchayet of five natives where the deceased may be a Native.—

16 But as regards the question put by Lt. Col. Gibson in his letter dated the 18th. September last as to whether a Tahsildar is a Competent authority to order a Coroner's inquest, the Court of Fouzdaree Udalut have recently submitted to Government their opinion that under the provisions of Section XIII and XXXVI Regulation XI of 1816 it is the duty of the Native Officers of Police to hold an inquest in all cases of Murder committed within their respective Districts. But in the event of a Pauper or any other person not subject to Military Law being found dead in the lines the inquest if at a Military Bazar Station should be held under the orders of the Senior Commissariat Officer or such officer at the station as may be specially vested by the Government with police authority; if at other than Military Bazar Stations the Court, as before observed, see no objection to the investigation of the sudden death of persons, within the lines, whether under Military Command

or

or otherwise, being vested in the Commanding Officer by a legislative enactment, provided the exercise of the power be restricted to cases where there may be no civil authority competent to hold the inquest it bears.—

20th. November 1835. (Signed) W. Douglas.
Register.—

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

Gentlemen,

I am directed by the Judges of the Court of Fouzdaree Udalut to acknowledge the receipt of your letter dated the 11th instant together with its enclosure from the Criminal Judge in the Zillah of Chingleput and soliciting the opinion of the Fouzdaree Udalut whether the Criminal Judge is authorized under Regulation IX of 1832 to take cognizance of a charge preferred against a party for having made a false Complaint to the Collector under Regulation IX of 1822. Section II Regulation IX of 1832 refers solely to charges "preferred to a Head of District Police or Police Officer Specially vested with the powers of a Head of District Police under the provisions of Section III Regulation IV of 1821," and the Court of Fouzdaree Udalut are therefore clearly of opinion that the person named Soobe Naick "forwarded to the Criminal Court by the Tahsildar of Carangooly" is not liable to punishment under the

provisions

provisions of the above quoted enactment for the false charge preferred to the Revenue authorities under Regulation IX of 1822.-

20th November 1835. (Signed) W. Douglas.
Register.-

No. To The Magistrate of Trichinopoly.-

Sir,

1 I am directed by the Judges of the Court of Foujdaree Udalut, under instructions from Government to request the 100 convicts with the usual guard of 4 Duffadars & 25 Peons may be transferred immediately from your Jail to the charge of the Civil Engineer to be by him employed in blasting stones required for the Coleroon anicut.-

2 The services of these convicts being "most urgently required by the Civil Engineer Government have been pleased to state that orders will be given for furnishing a Military Guard from the nearest station for the safe custody of the convicts if found indispensible.-

23d November 1835.- (Signed) G. L. Prendergast
Asst Dy Register.-

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

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Udalut to transmit to you the accompanying copy of a letter addressed this day to the Magistrate of Trichinopoly, requiring the immediate transfer of 100 convicts to the Civil Engineer.-

23d November 1835.- (Signed) G. L. Prendergast
Asst Dy Register.-

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

Gentlemen,

1 I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter dated the 14th Instant submitting copy of a letter from the Criminal Judge of Chittoor dated the 7th Instant requesting orders regarding the disposal of one prisoner the period of whose sentence expired since the application made to the Magistrate for a Guard to escort him to the Zillah from whence he was convicted.-

2 As there is no legal authority for his detention the Court are of opinion that the prisoner the period of whose imprisonment has expired should be immediately released The circumstance having intimated to the Criminal Judge of the from whence he was received and perceiving that the Magistrate of North Arcot has been called upon to explain the cause of the great delay in complying with the requisition of the Criminal Judge, the Court of Foujdaree Udalut desire that the result may be communicated to this Court for their information.-

24th November 1835.-

(Signed) W. Douglas
Register.-

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

Gentlemen,

1 I am directed by the Judges of the Foujdaree Udalut

Udalut to acknowledge the receipt of your letter of the 5th ultimo accompanied by the Copy of a communication from Lieutenant Colonel the Officer commanding on the in which after stating that "sufficient employment will always be "found on Public Works in and round Ootacamund for two hundred "convicts" he suggests that that number "should from time "to time be Kept complete.-

2 This communication having been submitted to Government, the Judges of the Foujdaree Udalut were called upon the state "whether in their opinion the Officer command- "ing the Neilgherries has shown any sufficient necessity for "transferring an additional number of convicts to the Jail "at Ootacamund, and as to the best means of supplying the "fixed Guard recently sanctioned for the Jail at that station"

3 Accordingly in their Registers letters to the Chief Secretary to Government under date the 9th instant, the Judges of the Foujdaree Udalut expressed their opinion that no "sufficient necessity had been shown in the letter from the "Officer commanding the Neilgherries, dated the 20th Septem- "ber last for the proposed transfer of the further number of "81 convicts to the Jail at Ootacamund" and at the same "time suggested that the fixed guard of 12 peons recently "sanctioned for the Jail at that station, should be supplied "by the Joint Criminal Judge at Coimbatore to be relieved however.

"however from time to time in the same manner as are the peons employed to guard the convicts when at labour."

4 The Right Honorable the Governor in Council was pleased under date the 17th instant to signify his concurrence in the opinion and his approbation of the proposition above referred to, and to desire that the necessary instructions might be issued for carrying the latter into effect.-

5. I am accordingly directed to request that you will without delay furnish a Copy of this Communication to the acting Joint Criminal Judge at Coimbatore, and desire him in the supply of the fixed Guard for the ostacamund Jail to adopt the mode of proceeding recommended by the Foujdaree Udalut, and approved by the Government.-

You will further be pleased to furnish a Copy of this Letter to the Officer commanding the Neilgherries for the information.-

24th November 1835.- (Signed) J. H. Davidson
Head Asst. to the Register

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

Gentlemen,

I am directed by the Judges of the Foujdaree Udalut to inform you that on their recommendation and under the explanation afforded by the late Native Criminal Judge of Vizagapatam in his letter of the 14th a translation of which accompanied

accompanied your communication of the 22nd Ultimo, Government were pleased under date the 17th instant, to sanction the monthly disbursement of Rupees (8) eight on account of the Rent of the Godowns in which the Grain purchased for the annual consumption of the prisoners at that Station is to be stored.-

You will be pleased to make the necessary communication on the subject to the Officer in charge of the auxiliary Court at Vizagapatam.-

24th November 1835.- (Signed) J. H. Davidson
Head Asst. to the Register

To The Criminal Judge of Nellore.

Sir

1 I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt on the 20th of your letter of the 11th instant, accompanied by two lists exhibiting the Number of Convicts who are to be released, and the number of those whose original sentences have been mitigated under the orders of this Court.-

2 A communication has under this date been addressed to Lieut W.H. Budd, the Officer under whose charge are placed the Convicts employed on works connected with the Breakwater, requesting that he will take immediate measures for transferring to the Zillah of Nellore the nine prisoners in whose favor all further punishment has been remitted.-

3 I am directed to request that on the arrival of the parties at the Cusbah Station you will cause their immediate and unconditional release, in conformity with the tenor of the Warrants

Foujdaree Diary 26th. November 1835.-

Warrants already issued for your information and by the Court of Circuit.-

26th. November 1835.- (Signed) J. H. Davidson
Head Asst. to the Register

No. To Lieut W. H. Budd
Vea Vea Vea

Sir

1 I am directed by the Judges of the Foujdaree Udalut to forward to for the annexed Copies of two lists relieved on the 20th instant from the Criminal Judge of Nellore.-

2 Of these lists, one exhibit the names Vea of the nine convicts for whose immediate and unconditional release orders have by the Foujdaree Udalut: and the other in like manner exhibits those of sixteen convicts, whose sentences of imprisonment originally passed by the Court of Circuit, have now, in consideration of the circumstances under which the offences were committed, been mitigated to the periods set opposite to their effective names.-

I am directed to request that you will immediately take the necessary measures for sending the nine convicts to the Zillah of Nellore, where they will be released by the Criminal Judge of that station: and that you will make known to the remaining sixteen convicts the mitigated sentences which have been passed in their favor by the Foujdaree Udalut and correct the lists furnished to you by the Criminal Judge.-

26th. November 1835.- (Signed) J. H. Davidson
Head Asst. to the Register

Foujdaree Diary 27th. November 1835.-

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

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 16th. Instant and of its enclosure from the Criminal Judge of Nellore, respecting his inability, from the want of convicts to proceed to enlarge the Paper manufactory the sanction for which was granted by Government under date the 9th. Ultimo.-

2 You will be pleased to instruct the Criminal Judge to lose no time in commencing the building in question employing upon it all available prisoners.- The Judges propose to apply to Government for authority to transfer between 100 and 150 convicts from the Jail of Cuddapa to that of Nellore but with reference to the importance of the Paper Manufactory being enlarged as early as possible in order to secure the supply of paper required by Government at the period expected the Criminal Judge should endeavour to advance the work as fast as may be practicable.-

27th. November 1835.- (Signed) G. L. Rendergast
Sen. Dy Register.-

(No. 218.)

No. To The Chief Secretary to Government.-

1 Sir, The Criminal Judge of Nellore having represented his inability from want of convicts to enlarge the paper Manufactory, the sanction for the expence of which was granted

granted by Government under date the 9th Ultimo, I am directed by the Judges of the Court of Foujdaree Udalut to submit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying Copy of that Officers letter dated the 11th Instant and received thro' the Provincial Court of Circuit.

2 The Judges respectfully request the Sanction of Government for the transfer of between 100 & 150 Convicts if such number can be spared from the Jail at Cuddapah to that of Nellore to meet the exigency and in the mean time orders have been issued to the Criminal Judge of Nellore to lose no time in commencing the buildings sanctioned under the orders of Government of the 9th Ultimo.-

27th November 1835.- (Signed) G. L. Prendergast
(No 219) Sent Dy Register.

To The Chief Secretary to Government.-

Sir,

1 I am directed by the Judges of the Court of Foujdaree Udalut to transmit for the purpose of being laid before the Right Honorable the Governor in Council for his consideration and orders the accompanying Copy of a correspondence relative to the accommodation of the Court House at Guntoor.-

2 The acting Joint Criminal Judge having represented in his letter of the 8th of June last the insufficiency of the accommodation and the Judges having instructed him to bring the matter to the notice of the Judge might not proceed on Circuit. The Provincial Court have now forwarded Copy of the letter of the acting 2nd Judge on Circuit on the subject stating their inability to give an opinion upon it as a Collective Court, but adding that the 1st Judge concurs with the acting 2nd Judge as to the necessity of the additions to the Court of Foujdaree Udalut not to be feasible in as much as it would not assume a Court room.

3 The proposition however of the acting 2nd Judge appears to the Judges of the Court of Foujdaree Udalut not to be feasible in as much as it would not assume a Court room.

4 It appears however to the Judges to have been already shewn that additional to erect at the expence of Government "one room of sufficient dimensions as a Court room." the building occupied now as a Court house being held on rental of 50 Rupees per mensem." accommodation for the Court at Guntoor is much required.-

28th November 1835.- (Signed) G. L. Prendergast Register
Sent Dy.

* acting Joint Crim. Judge's letter dated 8th June.-

No. To The G. I. Casamajor Esqr 2nd Judge late on Circuit in the Centre Division.-

Sir,

1 I am directed by the Judges of the Foujdaree Udalut to inform you that on the receipt of your letter of the 11th instant, the Provincial Court of Circuit in the Centre Division were called upon to report whether they were in possession of the fair copies of the Persian Translations of the proceedings held before the Criminal Court and the Court of Circuit in Case No. 3 on the Cuddalore Calender for the First Sessions of 1835.-

2 In reply to this reference, the Provincial Court of Circuit have consider date the 20th instant certified that the documents in question have not been forwarded to them "in order to be signed and despatched."-

3 Under these circumstances I am directed to request that the translations required to complete the record of the above case may be forwarded to this Office without further delay.-

4 From the second paragraph of your letter the Judges of the Foujdaree Udalut learn with regret that you "have not been able to make the smallest progress" in "your "remaining Circuit work" and as any further delay would be manifestly incompatible with justice towards the parties who are awaiting in confinement the final decision of

of that Court, the Judges request, should you on the receipt of this communication still "find it as impossible as it has been" hitherto "to devote sufficient time to furnishing the arrears" that you will immediately transmit the Records of all the referrible cases yet due to the Provincial Court of Circuit, whose duty it will then be to cause them to be completed, and to forward them to this office.

5 In conclusion, I am directed to call your particular attention to the Extract from the proceedings of this Court under date the 7th October 1835 determining for explanation and correction the English and Persian Record of the Case No. 2 on the Chingleput Calendar for the 1st Sessions of 1835: and to request that the instructions contained in the fifth paragraph of those proceedings may be fulfilled without further delay.-

28th November 1835.- (Signed) J. H. Davidson
Head Asst to the Register.

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

Gentlemen,

I The Judges of the Court of Foujdaree Adalut having received from the Acting 2nd Judge late on Circuit in the Northern Division a letter dated the 23d Instant from Nellore notifying that being now without any Establishment or seal he has been necessitated to forward for execution to the Hazoor station the subjoined Extracts & warrants" from the Foujdaree

Foujdaree Adalut.-

1st Warrant in case No. 21 Guntoor Calendar with Extract of proceedings dated the 14th Instant.-

2nd Ditto: No. 5 Ditto:-

3rd Extract of proceedings dated 31st Ultimo relative to the revision of certain Calendars.-

4th Ditto: 2nd Instant being remarks on the Vizagapatam Calendar.-

2 I am directed to request that you will not allow any delay to occur, that can be avoided, in carrying into effect the orders of this Court contained in the said "warrants" & Extracts and in furnishing the referred trials in the Chicacole Calendar.

28th November 1835.- (Signed) G. L. Rendergast
Sen. Dy Register.-

No. To The Chief Secretary to Government.

Sir, I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of an extract from the minutes of Consultation under date the 9th October 1835, accompanied by an Extract from a letter from the Medical Board dated the 3rd/10th of September last on the subject of the crowded state and the consequent great Mortality which occurred in the Jail at Bellary during the 2nd Half of the year 1834, and suggesting that the rules of prison discipline at Salem, Bangalore and Calicut may be some what relaxed in consequence of the diseases usually

of that Court, the Judges request, should you on the receipt of this communication still "find it as impossible as it has been" hitherto "to devote sufficient time to furnishing the arrears" that you will immediately transmit the Records of all the referrible cases yet due to the Provincial Court of Circuit, whose duty it will then be to cause them to be completed, and to forward them to this office.

5 In conclusion, I am directed to call your particular attention to the Extract from the proceedings of this Court under date the 7th October 1835 determining for explanation and correction the English and Persian Record of the Case No. 2 on the Chingleput Calendar for the 1st Sessions of 1835: and to request that the instructions contained in the fifth paragraph of those proceedings may be fulfilled without further delay.-

28th November 1835.- (Signed) J. H. Crowdson
Head Asst to the Registr.

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

Gentlemen,

1 The Judges of the Court of Foujdaree Adalut having received from the Acting 2nd Judge late on Circuit in the Northern Division a letter dated the 23d Instant from Nellore notifying that being now without any Establishment or seal he has been necessitated to forward for execution to the Vizagapatam Station the subjoined Extracts & warrants" from the Foujdaree

Foujdaree Adalut:-

1st Warrant in case No. 21 Guntoor Calendar with Extract of proceedings dated the 14th Instant.-

2nd Ditto: No. 5 Ditto:-

3rd Extract of proceedings dated 31st Ultimo relative to the revision of certain Calendars.-

4th Ditto: 2nd Instant being remarks on the Vizagapatam Calendar.-

2 I am directed to request that you will not allow any delay to occur, that can be avoided, in carrying into effect the orders of this Court contained in the said "warrants" & Extracts and in furnishing the referred trials in the Chicacole Calendar.

28th November 1835.- (Signed) G. L. Prendergast
Sen. Dy Registr.-

No. To The Chief Secretary to Government.

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of an extract from the minutes of Consultation under date the 9th October 1835. accompanied by an Extract from a letter from the Medical Board dated the 3rd of September last on the subject of the Crowded State and the consequent great Mortality which occurred in the Jail at Bellary during the 2nd Half of the year 1834. and suggesting that the rules of prison discipline at Salem, Mangalore and Calicut may be some what relaxed in consequence of the diseases

usually

usually prevalent in the Jails at those stations.—

2 The 7th para: of the letter from the Medical Board dated the 3rd September last contains the following extract from the report of the Garrison Surgeon on the Jail of Bellary for the 2nd half of the year 1834.—"a more than usual degree of "Sickness & Mortality prevailed in the Jail during the last six "months while in the first half of the year 1834 the Prisoners "were very healthy notwithstanding being then excessively crowded "It is difficult to assign any other Cause for the unusual "mortality except the thronged state of the Jail which however "did not immediately produce sickness, when the Prisoners were "most numerous but appeared to weaken and predispose them "for the attacks of disease that afterwards broke out."

3 From the accompanying statement it will be perceived that during the year 1832 the number of prisoners confined in the Jail at Bellary averaged for months during the 1st half 673. and during the 2nd half of the year 1832. 689- per mensem- and that the number of Deaths in the Jail during the whole period amounted to 55:- that during the 1st Seven months of the year 1833 the monthly average of the number of prisoners confined in the Jail was still below 700. yet during this period it will be perceived that the number of Deaths Amounted to 75.- that during the four last Months of the year

1833.

1833 when the average number of prisoners in confinement amounted to 1280. the number of Deaths were only 35.- that during the 1st Six months of the year 1834 the monthly average of prisoners confined in the Jail at Bellary amounted to 1388.- and that the number of deaths during that period were only 19.-

4 During the 2nd half of the year 1834 the number of Casualties amounted to 81. the number in confinement averaging for month 1173.- but it will be perceived that this increased mortality was Chiefly confined to the 1st three months of that half year, the number of Casualties during the months of July, August and September amounting to 57; and from this circumstance coupled with the fact that a Mortality equally large occurred during the 1st half of the year 1833 previous to the Jail becomming at all crowded, the Judges are disposed to attribute the number of deaths during the 2nd half of 1834. to other causes than the number of inmates lodged within its roads.-

1834.-
July - ... 15.
August - .. 24.
September - 18.
57

5 It should be observed moreover that during the 2nd half of the year 1834 the officiating Criminal Judge of Bellary received sanction* for an alteration to his Jail whereby accomodation would be provided for a further number of 200. Prisoners.. and was also authorized to engage a Suitable building in the neighbourhood of the Jail

* Vide Bellary Cons. Nos. 719 dated 29th September 1834.. Vide Bellary Cons. Nos. 599. dated 29th October 1834..

for the accomodation of a further portion of the prisoners should such appear absolutely necessary.-

6 I am directed also to state that sanction was at the same time obtained for the alterations proposed by the officiating Criminal Judge of Bellary for the better ventilation of the Cells, and as the number of prisoners confined in the Jail at that Station have averaged monthly since 1834 less than 1000. the Judges do not recommend that any further alteration should be made in the Jail.-

7 In the 12th. para: of their letter the Medical Board observe that "the Prisoners at Salem continue to "suffer from disease to an extraordinary and melancholy "esetent-" and "taking into consideration" "that a rapid "improvement took place in the state of health of the "prisoners at Rajahmundry, on a more generous diet being "allowed to the prisoners and the rules of prison discipline "being in some degree relaxed" they suggest that a trial "should be made of similar measures in that Jail, "and in particular that the prisoners generally should be "allowed a portion of Criminal food, and that a slight "increase should be allowed to the sum granted for "condiments Vea".-

8 The

8 The Diet allowance of a prisoner confined in each Division under this Presidency was fixed by the Court of Foujdaree Udalut in the year 1831. of the reference made to the several officers in charge of Jails in communication with the Medical Officer of the Zillah, and the allowance as then sanctioned having in many instances been found more than is required for the actual wants of a prisoner the Court of Foujdaree Udalut occurred it proper to to modify their orders passed on the 2nd. June 1831. by declaring the the allowance then fixed was to be considered as the maximum, and that the Officers in charge of Jails were at liberty to reduce the quantity of grain at their discretion, not allowing to any more than is necessary for his subsistence.-

9 It rests with the Medical Officer to take care that indulgences of the discription specified in the 12th. para: of the letter from the Medical Board are not with held from the prisoners when they are considered necessary for the preservation of their health; and in order this head may be removed to Judges respectfully request that the Medical Board be directed to circulate to all Medical Officers in charge of Jails a copy of the accompanying Circular Orders of this Court dated respectively the 25 para:

1830.

C. C. 25 Jan. 1832.

1830-27th. October 1830 and 5th. June 1832.-

10 The great mortality noticed amongest the prisoner at Salem has excisted since 1816 and the Foujdaree Udalut have more than once recorded their opinion that as few convicts as possible should be kept in the Jails at station, at present there are only 118 prisoners in the Jails, and the Judges still recommend as the only remedy that as fast as convicts accumulate, they should be removed to the Districts. A more generous nourishment has been tried at Salem without effect.-

11 Additional clothing is already furnished to the convicts transferred to the Officer commanding the Neilgherries, but the Judges purpose to call upon the commanding and the Medical Officer at Ootacamund to report the particular description of additional clothing which in their opinion should be furnished to the convicts confined on the Hills.-

In conclusion I am directed to state that a Copy of the 10th. para: of the letter from the Medical Board alluded to in the 2nd. para: of the Extract from the Minutes of Consultation under date the 9th. October 1835.- and said to contain a suggestion for improving the cleanliness of the Jail Hospitals, has been by an oversight omitted to be furnished to the Foujdaree Udalut.-

30th. November 1835.- (Signed) W. Douglas-
Register-

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

Gentlemen,

1 I am directed by the Judges of the Court of Foujdaree Udalut, under instructions from Government to request that you will report whether or not the services of Private Dogherty at present employed in superintending the weaving in the Chingleput Jail are any longer required.-

2 In submitting your Report, you will be pleased to forward the opinion of the acting Criminal Judge of Chingleput on the point referred.-

30th. November 1835.- (Signed) G. L. Prendergast
Sen. Dy. Register.

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

Gentlemen,

1 With reference to your return of the 25th. September — to the Precept of the 26th. of August last and to your return dated the 6th. Instant to the Precept of the 10th. Ultimo, the former submitting the Reports of the Officer commanding in the Neilgherries, on the state of the Jail at Ootacamund shewing in what respect it is considered defective and what in required to render at — sufficiently strong & secure a prison." the latter forwarding the

the extract of the expence likely to be incurred in rendering the Jail in question more secure and commodious, I am directed by the Judges of the Court of Fouydaree Udalut to transmit for communication to Collector Crewe the annexed* orders of Government dated the 24th Instant sanctioning the estimated expence of Rupees 2/5 a 2- for the purposes stated in the Report and authorizing the employment of a marstry to conduct the labor of the convicts.

30th November 1835. (Signed) G. L. Prendergast
Senr Dy Register

To The Criminal Judge of Malabar.-

Sir,

I In reply to your letter of the 5th Instant submitting for sanction a memorandum of the travelling charges by the Acting Assistant Criminal Judge in attending the execution of the prisoners in case No 2 on the additional Calendar of the 2nd Session of 1835.- I am directed by the Judges of the Court of Fouydaree Udalut acquaint you that Government were pleased under date the 24th Instant to sanction the charges in question amounting to Rupees 49..8...-

30th November 1835.- (Signed) G. L. Prendergast
Senr Dy Register

* Vide order Govt Dated 24th Nov No 807 on No 21 Letter No 210 Dated 10th Nov 1835.

/No. 221./

No. To
The Chief Secretary
to Government.

Sir,

I am directed by the Judges of the Court of Fouydaree Udalut to transmit for the purpose of being laid before the Right Honble the Governor in Council the accompanying original statement received from the Magistrate of Coimbatore of charges not estimated but actually incurred under twenty Rupees in that District during the third quarter of 1835 and amounting to Rupees /52. 4. 2./ fifty two. annas four, and five ties for which the Judges recommend that sanction may be granted..

1st December. 1835. /Signed/ W. Douglas
Register.

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

Gentlemen,

I am directed by the Judges of the Court of Fouydaree Udalut to acknowledge the receipt of your letter of the 24th October last showing the extent of the Military Police establishment proposed to be maintained at Masulipatam, with

with your opinion that the same will be sufficient for all public purposes.

2. From a letter, now before the Judges from the Magistrate of Masulipatam, it appears that the present Military Police Establishment costs Rupees 372½ per mensem according to the returns of 1832 it then amounted to Rupees 407. 8, and thus it would seem that there has been a considerable reduction.

3. In your letter, now under acknowlegement, an Establishment to the extent of 211 Rupees is recommended, and it is stated that the reduction proposed is little beyond half of the expence at which the Establishment is now maintained." Of this in consistency in the statements, the Judges direct me to request you to afford explanation, and you will be pleased, at the same time, to report for their information whether or not the reduction proposed by you has the concurrence of the Commanding Officer.

1st December 1835. /Signed/ G. L. Prendergast
Sent. Dept. Regt.

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

Gentlemen,

I am directed by the Judges of the

the Tonjoaree Resalut to acknowlege the receipt of your letter of the 13th. accompanied by the copy of a communication dated the 10th. Ultimo from Mr. Edward Bannerman the late Criminal Judge of Salem in which that Gentlemen details the measures which he has adopted for clearing the Fort at that Station as directed by Government on the 13th June 1834.

2 Observing that in the second paragraph of his letter Mr. Bannerman makes the following remark. "in regard to my not having sought for more explicit instructions. I beg to state that in my letter of the 9th July 1834. I duly expressed my doubt as to the intentions of Government" the Judges of the Tonjoaree Resalut request that you will immediately report whether or not a copy of my communication of the 7th August 1834 and of the order of Government which accompanied it dated the 1st of that month was duly furnished to the /then/ Criminal Judge.

1st December. 1835. /Signed/ T. L. Dawson
Asst. to the Regt.

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

Gentlemen

Information being required by

by the Court of Toujdaree Adalut as to the present Military Police Establishments at St. Thomas' Mount and Palaveram, I am directed by the Judges to beg that you will lose no time in requesting the Commanding Officers at those Stations to furnish each a correct statement of it, for transmission to this Court. The Statement should show the number of persons on the Establishment the nature of their service and the amount of the pay of each.

1st. December, 1835. (signed) G. L. Prendergast
Lent. Dep. Reg.

(No. 222)

No.

To

The Chief Secretary
to Government

Sir,

Adverting to the order of Govern-
ment under date the 20th October last forwarding
a communication from the Magistrate of Salem
and directing that the Judges of that Zillah be
called upon to explain why he has not adopted
any measures for clearing the Port of Salem
as directed by Government so long ago as the
13th June 1834 and if the instructions on the sub-
ject ordered to be communicated to him on the
1st August following were not sufficiently explic-
it why he does not apply for further instructions
for his guidance; I am instructed by the Judges
of the Toujdaree Adalut to transmit to you to
be laid before Government, the annexed copy
of a letter dated the 10th and received on the 20th
Instant through the Provincial Court of Circuit
in the Southern Division from the Acting Crimi-
nal Judge of Salem, furnishing the requisite
explanation on the subject.

2. The Acting Criminal Judge states that he "adopted every measure that suggested itself to "him "as at all advisable and practi-cable: having in particular dwelled on "his "own responsibility two immense mounds or cavali-

which

which obstructed the air, and having with the materials filled up all the low ground where water could lodge; and with regard to his not having sought for more explicit instructions the late Criminal Judge further states that in his letter of the 9th July 1834 he "only expressed his "doubt as to the intentions of Government."

3 The letter here alluded to was forwarded to Government on the 25th having left the office of the Fouzdaree Adalut on the 17th of July 1834, on the 1st August following an explanatory order was issued by the Government, of which a copy was on the 7th of the same month dispatched to the Provincial Court of Circuit in the Southern Division, accompanied by instructions to furnish a transcript of the same to the Criminal Judge of Salem and to direct that Officer without further delay to take the necessary steps for carrying the instructions of Government into effect.

4 The Judges of the Provincial Court have been called upon to report whether or not the order of the 1st August 1834 was duly communicated to the Criminal Judge of Salem: and their reply will immediately upon its receipt, be laid before the Government.

5 In reply to the concluding part of the order of Government of the 20th Ultimo, the

the Judges of the Fouzdaree Adalut observe that the dreadful mortality which has since the year 1810 almost unremittingly prevailed amongst the Prisoners confined in the Jails at Salem and which no exertions of Medical Skill and no attention on the part of the Officer in charge of those Jails have succeeded in preventing has forced the subject of numerous reports to Government: and in the 10th para of their Registers letter of the 30th Ultimo the Judges remarking that "at present there are only 118 "Prisoners in the Jails" recommended as the only "remedy that as fast as convicts accumulate, "they shall be removed to other Districts".

6 Under these circumstances the Judges of the Fouzdaree Adalut deem it their duty to record their decided opinion that it would be highly dangerous to place at the disposal of the Principal Collector of Salem for this work the services of an additional number of 150 Convicts".

2nd December 1835. (Signed) W. Douglas Register.

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

Gentlemen,

I am directed by the Judges of the

the Court of Tanjoaree Vaalut to acknowledge the receipt of your letter of the 23d. Ultimo, transmitting copy of a communication from the Acting Joint Criminal Judge at Coimbatore, dated the 13th. Ultimo wherein he requests to be informed whether it is the wish of the Court of Tanjoaree Vaalut that the Prosecutors and witnesses in case No. 56 of the Coimbatore Criminal Report for April last, in which the Prisoners stood charged with the Murder of certain Corumbers shall be apprehended and brought to trial for Perjury before the late Acting Joint Criminal Judge.

2 The Cases in question are manifestly different. In cases 72 and 73 the requisite proof for the due commitment of the parties is available, whereas in the No. 56 the Acting Joint Criminal Judge observes in the concluding paragraph of his letter now under notice in order to commit these individuals of Perjury it will be requisite to prove the false hood of their depositions before this Court which there do not appear to be sufficient means of doing.

3 Under these circumstances the Judges do not deem it proper to direct the apprehension of the parties in question with a view to their commitment for trial for Perjury.

3d. December 1835. (signed) G. G. Prendergast
Sent. Depy. Re

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

Sir,

I am directed by the Judges of the Tanjoaree Vaalut to acknowledge the receipt of your letter of the 23d. Ultimo and to transmit to you their final sentence in case No. 3 on the Masulipatam Calendar for the 3d. Quarter Sessions of 1835 dated the 18th. Ultimo and to desire that the same may be carried into execution according to the Regulations.

3d. December 1835. (signed) T. H. Davidson
Asst. to the Regr.

No. To
The Acting Joint Criminal Judge
at
Guntoor

Sir,

I am directed by the Judges of the Court of Tanjoaree Vaalut to acknowledge the receipt of your letter of the 25th. Ultimo requesting the retransfer to your Gail of the Convicts ordered on 27th. March 1834 to be placed at the disposal of the Magistrate.

It is observed that under these

2. orders

orders three Prisoners only were at that time made over to the Magistrate and the Judges are not aware what further number have been since sent from your Jail to be lodged in that under his charge: nor are they aware whether the works, for which they authorized the number of Convicts at the disposal of the Magistrate being kept up to 100. have been completed, and consequently whether that Officer can dispence with their services.

3 You will accordingly be pleased to communicate with the Magistrate on the subject and request that Officer to report on what public works the Convicts under his charge are at present employed with the view of enabling the Court of Tonjoaree to determine whether or not the Convicts would be more profitably employed in building the Jail lately ordered to be erected at Guntoor, in which case the Judges would be disposed to suggest to Government the expediency of temporarily withdrawing from the charge of the Magistrate the Convicts at present placed at his disposal.

3d. December 1835. (Signed) G. L. Prendergast

Lieut. Dep. Sec. Govt.

To

(No. 223)

No. To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Tonjoaree Zealut to acknowledge the receipt of an Extract from the Minutes of Consultation under date the 24th. Ultimo accompanied by further papers connected with the subject of Thuggism received from the Secretary to the Government of India and from Captain Reynolds the Superintendent of the operations for the suppression of Thuggee stationed at Hingolee.

2 The Court of Tonjoaree Zealut considering it of the utmost importance that a complete Copy of the whole of the papers which accompanied the Extract from the Minutes of Consultation dated the 24th. Ultimo should be furnished to the several Magistrates and Joint Magistrates under this Presidency as well as the 4 Provincial Courts of Circuit, direct me to suggest as the most expeditious and at the same time the most economical arrangement that 37 Lithographed copies of the several papers above alluded to may be prepared in the Chief Engineers

3. Mags. & Jt. Mags. 4 Prov. Courts 37.

Engineer's Office for distribution by the Foujdaree Resalut, and as it would appear very desirable that the Commissioners in Mysore should also be furnished with a copy of these papers, the Right Honorable the Governor in Council may perhaps be disposed to order the impression of such further number of Copies as may be required by the several Officers stationed in the Dominions of the Rajah of Mysore.

3 Should the Government resolve to direct the Chief Engineer to lithograph the requisite number of Copies, the Court of Foujdaree Resalut will immediately on their receipt issue the necessary orders to the several Magistrates in the Northern, Centre Southern and Western Divisions and at the same time stimulate all public Officers under their Controul in the prosecution of the great object of suppressing Thuggee throughout the Country, but in order that measures the most effectual should be restored to for the suppression of this dreadful crime the Judges would respectfully suggest for the consideration of the Right Honorable the Governor in Council the propriety of inviting Captain Reynolds or one or more of his Assistants to come into the Madras Territories for the purpose

purpose of superintending the measures that may be had recourse to for apprehending the numerous Gangs of Thugs which there can be little doubt infest many of the Districts subject to this Presidency, the Judges feeling confident that if the exertions of the Police were systematically directed the information that has already been afforded or may hereafter be given by the informers would lead to the detection of many of the parties engaged in this most horrible occupation.

(signed) W. Douglas
Regr

4th December 1835.

No

To
The Provincial Court of Circuit
in the
Southern Division

N°. To
The Criminal Judge
of Cuddapah.

Sir,

With reference to your letter of the 26th Ultimo, forwarding the copy of a communication from the Acting Magistrate of Cuddapah in which that Officer suggests that it would be for the furtherance of the public service if Convicts for transportation were sent to Chingleput periodically as the greater the number sent together, a smaller guard in proportion would be sufficient: I am directed by the Judges of the Tanjore Zillah Court to inform you that they are not aware of

any objection to this mode of proceeding, provided always that one can be taken that convicts under sentence of Transportation do not by delay lose the opportunity for embarkation from Madras.

Tanjore, 4th December, 1835. (Signed) S. R. Davidson
Asst to the Regr.

N°. To
The Magistrate
of Tanjore.

Sir,

I am directed by the Judges of the Court of Tanjore Zillah Court to transmit to you a third Copy of the printed Circular Orders of the Tanjore Zillah Court for the use of the Head Assistant Magistrate the two copies furnished to you from this Office on the 11th of September last having been intended for the use of yourself and the Joint Magistrate of Tanjore.

5th December, 1835. (Signed) W. Douglas.
Register

N°. To
The Magistrate
of Vizagapatam

Sir,

I am directed by the Judges of the Court of Tanjore Zillah Court to transmit to you a

a this Copy of the printed Circular Orders of the Tanjore Cealut for the use of the Head Assistant Magistrate, the two Copies furnished to you from this Office on the 11th of September last having been intended for the use of yourself and the Temporary Joint Magistrate of Vizagapatam.

5th December 1835. /signed/ W. Douglas
Register.

/No. 225./

No. To
The Chief Secretary
to Government

Sir,

1 I am directed by the Judges of the Sudr Cealut to request that you will lay before the Government the annexed copy of the correspondence noted in the Margin.

2 In his letter of the 2d received on the 13th October last, the Criminal Judge of Madura solicits the special sanction of Government for the sum disbursed on account of the Salaries of an additional Cuffasar and of fifteen Extra Peons employed during a portion of Fusly 1243 to guard the Prisoners at work outside the Jail: and in his subsequent communication of the 10th

1st Letter from the Ch. J of Madura dated the 2d Octr 1835 F. U. No. 1819.
2d Letter from the same Officer dated the 10th Novr 1835. F. U. No. 2059 and the original statement which accompanied it.

10th received on the 16th Ultimo. this Officer explains that the number of Peons so employed amounts to twenty two; and that the former number fifteen is an erroneous insertion in the Extract from the Retrenchments of the Civil Auditor at whose request, the present reference is made.

3. The Judges of the Tanjore Cealut, beg to recommend that the sum disbursed by the Criminal Judge amounting, as shown in the account Particulars furnished by that Officer, to Pagodas /310. 4. 3./ three hundred and ten Pagodas four and piece three receive the sanction of Government.

5th December 1835. /signed/ W. Douglas.
Register.

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

Gentlemen,

1 I am directed by the Judges of the Tanjore Cealut to acknowledge the receipt of your letter of the 13th Ultimo forwarding the copy of a communication with the original Statements which accompanied it from the Magistrate of Trichinopoly who solicits the special sanction of Government for the sums disbursed in Fusly 1244 on account of the Salaries

salaries of the Extra Peons employed to guard the Prisoners working outside the Jail at that Station.-

2. In the forty fourth paragraph of the Extract from the Proceedings of the Tanjore Court under date the 21st April 1834 of which a copy accompanied my letter of the 25th June 1834 to the address of the Provincial Court the Magistrate of Trichinopoly was directed to "renew his Jail Establishment apportioning "to every four Prisoners worked outside the Jail, one Peon"; but judging from the account Particulars submitted by the Magistrate, it would appear that those instructions have not been duly attended to.-

3. For example, although in the Months of August 1834 the number of Convicts worked outside the Jail was only 180. there were nevertheless 50 Peons employed to guard them, or five Peons more than were authorized by the orders above alluded to. a similar irregularity characterizes the whole statement, but it is peculiarly observable in the months of August, October, and November 1834 and January June and July 1835.-

4. I am therefore directed to return to you the statements furnished by the Magistrate, and to request that you will call upon that

that Officer to submit a further explanation on the subject, without which the Judges of the Tanjore Court are precluded from forwarding his application to Government.-

5. The Judges presume that the number of Convicts worked outside the Jail in the Month of December 1834, was 162 and not 263 as entered in the Statement furnished by the Magistrate.-

5th December 1835. (Signed) J. H. Davidson
Hr. Asst. to the Regr.

No.

To
The Criminal Judge
of Cuddapah.

Sir.

I am directed by the Judges of the Court of Tanjore Adalut to inform you that the Governor in Council was pleased under date the 1st Instant to sanction the transfer of between 100. and 150 Convicts from the Jail at Cuddapah to that of Nellore for the purpose of manufacturing paper in the Jail at the latter Station. and to desire therefore that the necessary instructions may be issued for the transfer to Nellore of Convicts to the full extent sanctioned by Government (150) if such number can be spared, otherwise that arrangements may be

be made for the Transfer to the Gail of Nellore of 100 Convicts to be accompanied in either case by the usual complement of Guards and with the least possible delay.

2. You will be pleased to report thro the Provincial Court of Circuit in the Centre Division what you have done in pursuance of these instructions, and at the same time advise the Criminal Judge of Nellore of the same.

5th. December 1835.

/ Signed / W. Douglas.
Register.

No.

To
The Provincial Court of Circuit
in the
Centre Division

Gentlemen,

I am directed by the Judges of the Soojoaree Adalut to acknowledge the receipt of your letter of the 16th. Ultimo, forwarding the account Particulars, original and translated, of the Number and the amount of the pay of the Extra Peons employed during July 1244 to guard the Prisoners working entitled the Gail at Cumbum required by the Circular Order No. 11 dated the 16th. August 1834, and called for from the Native Criminal Judge of that Station

in

in my letter to your address of the 12th. October last.

2. The Document now forwarded purports to be a List of the Extra Peons employed on the Gail establishment of the Native Court at Cumbum from the 24th. August 1834 to the 30th. April 1835: but of the grounds on which the accounts close with the latter date, the Native Criminal Judge has not offered any explanation.

3. The accounts of Extra Peons furnished with the Statements of Contingent charges by all the other Courts under this Presidency, are made up to the expiration of the Fusly during which those Peons were employed, that is to say, the 11th. or the 12th. day of July: and with the view of securing uniformity, I am directed to request, unless the Native Criminal Judge can shew good and sufficient cause for a deviation from the general practice, that you will instruct that Officer to adopt the same mode of proceeding on the present as well as on every future occasion.

4. In the second paragraph of his letter to the address of the Provincial Court dated the 30th. October 1835 the Native Criminal Judge states "that a sum of Rupees 643-8-8 has been erroneously entered by Mistake under the Head of 'Extra Peons' in the Statement

f

of Contingent charges forwarded on the 16th September 1835 instead of Rupees 161. 8 - 8½ giving an excess of 192 Rupees.

5 This is by no means the first occasion on which similar errors on the part of the Native Criminal Judges have been observed: and I am directed by the Judges to request that you will inform that Officer that it is his duty to see that his accounts are correct before he submits them.

5th December 1835.

/signed/ T. A. Davidson
Asst to the Regr

/No. 220/

No. To
The Chief Secretary
to Government

Sir

1 With reference to the concluding para: of the Register's letter dated the 16th July last and to the Order of Government of the 21st of the same month No. 515. I am directed by the Judges of the Court of Tanjore Zillah to transmit herewith 134. half bound copies of the printed Circular Orders of the Tanjore Zillah Court.

2 The number of copies ordered to be printed was 250. 116. Copies of which have been distributed in the manner shown in the accompanying statement.

7th December 1835.

/signed/ W. Douglas.
Register
Mems

Mems: shewing the manner in which the printed Copies of the Circular Orders of the Tanjore Zillah Court have been distributed.

Tanjore Court			13
Provincial Court	N.D.		4
Do:	Do:	C.D.	3
Do:	Do:	S.D.	3
Do:	Do:	W.D.	3 / 13.
Magistrate of	S.D. of Arcot		3
Do:	N.D. of	Do:	3
Do:	Bellary		3
Do:	Coimbatore		3
Do:	Canara		4
Do:	Cuddapah		3
Do:	Malabar		3
Do:	Tanjore		3
Do:	Vellore		3
Do:	Salem		2
Do:	Chingleput		3
Do:	Ellijam		2
Do:	Guntoor		3
Do:	Madura		2
Do:	Masulipatam		2
Do:	Rajahmundry		3
Do:	Tinnevelly		2
Do:	Trichinopoly		3
Do:	Vizagapatam		3 / 53.
Crimt: Judge of	Combaconum		2
Do:	Do:	Madura	2
Do:	Do:	Salem	2
Joint Do:	Do:	Coimbatore	1
Do:	Do:	Tinnevelly	1 / 8
Do:	Do:	Malabar	2
Do:	Do:	Canara	3
Do:	Do:	Tellicherry	1
			0. 80

Brought over			0. 80
Joint Crimt: Judge of	Tanjore		1 / 7
Criminal Do:	Rajahmundry		2
Do:	Do:	Nellore	2
Do:	Do:	Chicacole	2.
Joint Do:	Do:	Masulipatam	1 / 8
Do:	Do:	Guntoor	1
Criminal Do:	Bellary		2
Do:	Do:	Chittoor	2
Do:	Do:	Cuddapah	2
Do:	Do:	Chingleput	2.
Joint Do:	Do:	Cuddalore	1
Do:	Do:	Vizagapatam	1 / 10
Supreme Government			5
			116
Returned to Govt: Office			134
			250

of Contingent charges forwarded on the 16th September 1835 instead of Rupees 461. 8. 8 giving an excess of 192 Rupees.

This is by no means the first occasion on which similar errors on the part of the Native Criminal Judge have been observed: and I am directed by the Judges to request that you will inform that Officer that it is his duty to see that his accounts are correct before he submits them.

5th December 1835.

/signed/ T. H. Davidson
Dy. Sept. to the Regr.

/No. 226/

No.

To

The Chief Secretary
to Government

Sir

1. With reference to the concluding para: of the Register's letter dated the 16th July last and to the Order of Government of the 21st of the same month No. 515. I am directed by the Judges of the Court of Tanjore Zillah to transmit herewith 134. half bound copies of the printed Circular Orders of the Tanjore Zillah.

2. The number of copies ordered to be printed was 250. 116. Copies of which have been distributed in the manner shewn in the accompanying statement.

7th December 1835.

/signed/ W. Douglas.
Register
Mems

Mems: shewing the manner in which the printed Copies of the Circular Orders of the Tanjore Zillah have been distributed:

Tanjore Court		13	
Provincial Court	N.D.	4	
Do:	C.D.	3	
Do:	S.D.	3	
Do:	W.D.	3	13.
Magistrate of S.D. of		3	
	N.D. of	3	
Do:	Bellary	3	
Do:	Coimbatore	3	
Do:	Canara	4	
Do:	Cuddapah	3	
Do:	Malabar	3	
Do:	Tanjore	3	
Do:	Vellore	3	
Do:	Salem	2	
Do:	Chingleput	3	
Do:	Cuddalore	3	
Do:	Guntoor	3	
Do:	Madura	2	
Do:	Masulipatam	2	
Do:	Rajahmundry	2	
Do:	Tinnevelly	3	
Do:	Trichinopoly	2	
Do:	Vizagapatam	3	53.
Joint Judge of Combaconum		2	
Do:	Madura	2	
Do:	Salem	2	
Joint Do:	Coimbatore	1	
Do:	Tinnevelly	1	8
Do:	Malabar	2	
Do:	Canara	3	
Do:	Tellicherry	1	
			80
Brought over			80
Joint Judge of Rajahmundry			7
Criminal Do: Rajahmundry			
Do: Nellore		2	
Do: Chicacole		2.	
Joint Do: Masulipatam		1	
Do: Guntoor		1	8
Criminal Do: Bellary		2	
Do: Chittoor		2	
Do: Cuddapah		2	
Do: Chingleput		2.	
Joint Do: Cuddalore		1	
Do: Vizagapatam		1	10
Supreme Government			5
			116
Returned to Govt. Office			134
			250

/ No. 227 /

No.

To

The Chief Secretary

to Government

Sir,

1. I am directed by the Judges of the Court of Tanjore Zealut to acknowledge the receipt of your letter of the 6th of October last No. 770.

2. In compliance with the instructions contained in the 1st para. of the above communication I am instructed to state that the circumstances represented by the 1st Judge of the Provincial Court of Circuit in the Centre Division in his letter addressed to the Secretary to Government in the Judicial Department under date the 29th of August last have not induced any change in the opinions expressed in the proceedings of the Court of Tanjore Zealut of the 30th of May preceding.

3 In obedience to the orders of the Right Honorable the Governor in Council contained in the 2d para. of your letter of the 6th of October last the Court of Tanjore Zealut on the 14th of the same month called for an English Translation of the Trial referred to in the 8th para. of Mr. Oakes

letter

letter the record of which was received in this Office on the 16th Ultimo.

4. The case is numbered 1 of the Chittoor Calendar for the second Quarterly Sessions of 1835 and the Prisoner "Chinnabasanapah" was charged with having on the 16th Carteek of the year Nundanah, corresponding with the 29th November 1832 fraudulently subscribed a false name as Tungapagaury Sengalapah in the Sayer Moochulika given to the Collector of the Zillah of Chittoor for Fusly 1242 or 1832/33 instead of his real name Chennabasava-pah."

5 The indictment accepted as the arraignment was in the opinion of the Court defective, and the Prisoner ought to have been prosecuted for Forgery which he clearly committed if "Tara Kagam Chengalapah" is not his name.

6. The result of the Trial however was the release of the Prisoners, and under all the circumstances of the case the Court of Tanjore Zealut are disposed to consider him entitled to his acquittal from want of proof of any intended proceed on his part.

7. The 6th witness for the defence who is the Prisoner's Mother, and the 7th Witness who is the Prisoner's brother in law, have sworn that

he

he was at the time of his birth given the name of "Chingalapah," and that he was afterwards called "Chennabasanapah" on the other hand it is clearly shewn that he usually went by this last name, and in as much as it has not been attempted to be explained how he became entitled to the house name of "Varagapagaree" it is in the opinion of the Court a suspicious circumstance that the name assumed by the Prisoner should have been the same as that by which the former Renter "Ramadoorgum Chengalapah" was also called after he had married into the family of Varagapasaroo.

8. It is not to be gathered from the Record of the Trial now before the Court that "Summanah" the Layer Renter combined with Govindarau the Collectors Head Sheristaar to deceive Messrs. Roberts and Eden; the signature of the Prisoner to the Moochilika was procured by Mr. Roberts himself and in as much as the Prisoner does not appear to have endeavoured to impose himself as the former Renter Chengalapah, and Mr. Roberts has sworn that he is acquainted with the person of this former Renter it is not to be inferred from the evidence that Mr.

Fouzdaree Diary 7th December 1835.

Mr. Roberts took the Prisoner, and in the absence of Mr. Eden's evidence there is nothing on the Record to shew that new that Gentleman was deceived in the person of the Prisoner, or that Govinda Rau made any misrepresentation on the subject either to Mr. Roberts or Mr. Eden, and under these circumstances the Court of Fouzdaree Adalut are of opinion that there is not in the absence of Mr. Edens testimony on the subject any sufficient ground for considering the conduct of the Sheristaar to require investigation.

9. The Court of Fouzdaree Adalut do not consider it their province to comment on the informalities which occurred in the execution of the Moochilika, or offer any suggestion as to the course to be pursued in the case of the surety Alabakum Goorbatavapah" now in confinement in the Jail of Chittoor.

10. I am directed therefore in conclusion to supply the information called for in the 3rd para. of your letter of the 6th of October last, that the letter from the Deputy Secretary to the Board of Revenue to the Principal Collector in the Northern

Northern Division of Arcot dated 15th December 1834 of which Mr Oakes gave a transcript in the 15th para. of his letter of the 29th of August last is reported by the 1st Judge to have been presented by Mr Roberts on the Trial and that a copy of it was "directed to be taken" as it "appeared essential to the Prisoner's defence".

11 The Record of the Trial together with a copy of the letter from the 1st Judge which accompanied it. I am directed to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council 7th December 1835. /Signed/ W. Douglas. Register

/No. 228./

No. To

The Chief Secretary to Government.

Sir,

1 I am directed by the Judges of the Court of Tanjore Zillah to transmit for the purpose being laid before the Right Honorable the Governor in Council the accompanying copy of a letter from the 3d Judge on Circuit in the Centre Division dated the 28th Ultimo and of its enclosures, the former representing the state of sickness into which the convicts at Arnee have fallen in consequence it is believed of the inferior quality of the rice supplied to them by the Commissariat and requesting that sanction may be obtained for a few more windows being added to the room at Arnee appropriated to the use of the Convicts.

Order of Govt. dated 3d April 1835

the latter conveying the opinion of the Assistant Surgeon of His Majesty's 41st Regiment that to the quality and adulteration of the rice the late increase of sickness amongst the Convicts is in a great degree if not altogether attributable

2. The 3d Judge states that he deemed it his duty to direct the discontinuance of the rice in question, and he has submitted a specimen of it, which I am now directed to forward with the request of the Judges that the Right Honorable the Governor in Council may be pleased to authorize its submission to the Medical Board with instructions to report on its fitness for use.

3 The Judges, in making this suggestion have been guided by the orders of Government of the 6th October last in respect to the rice furnished to the Convicts under charge of Lieutenant Cotton at Trinomalee, which was considered by him as objectionable, and laid before Government with the letter from this Court of the 2d of the same month.

4. The Acting 3d Judge on Circuit in the Centre Division, in his Report for the 2d Sessions of 1834, para 52, originally proposed that

Northern Division of Arcot dated 15th December 1834 of which Mr Oakes gave a transcript in the 15th para. of his letter of the 29th of August last is reported by the 1st Judge to have been produced by Mr Roberts on the Trial and that a copy of it was "directed to be taken" as it "appeared essential to the Prisoner's defence."

11 The Record of the Trial together with a copy of the letter from the 1st Judge which accompanied it, I am directed to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council 7th December 1835. (Signed) W. Douglas. Register

(No: 228.)

No: To

The Chief Secretary

to Government.

Sir,

1 I am directed by the Judges of the Court of Tanjore Zillah to transmit for the purpose being laid before the Right Honorable the Governor in Council the accompanying copy of a letter from the 3d Judge on Circuit in the Centre Division dated the 28th Ultimo and of its enclosures, the former representing the state of sickness into which the convicts at Arnee have fallen in consequence

it

it is believed of the inferior quality of the rice supplied to them by the Commissariat and requesting that sanction may be obtained for a few more windows being added to the room at Arnee appropriated to the use of the convicts, the latter conveying the opinion of the Assistant Surgeon of His Majesty's 41st Regiment that to the quality and adulteration of the rice the late increase of sickness amongst the convicts is in a great degree if not altogether attributable

Order of Govt. dated 3d April 1835.

2. The 3d Judge states that he deemed it his duty to direct the discontinuance of the rice in question, and he has submitted a specimen of it, which I am now directed to forward with the request of the Judges that the Right Honorable the Governor in Council may be pleased to authorize its submission to the Medical Board with instructions to report on its fitness for use.

3 The Judges, in making this suggestion have been guided by the orders of Government of the 6th October last in respect to the rice furnished to the convicts under charge of Lieutenant Cotton at Quindee, which was considered by him as objectionable, and laid before Government with the letter from this Court of the 2d of the same month.

4. The Acting 3d Judge on Circuit in the Centre Division, in his Report for the 2d Sessions of 1834, para 62, originally proposed

that

that additional means of ventilation should be supplied to the Jail at Arnee, which he thus described the spare and public apartment assigned over for the Prisoners is very commodious but is almost stifling, consisting of a vaulted room of above 100 feet in length holding as many convicts, by 16 in breadth and having a door and two windows on but one side:

5. The Court of Foujdaree Adawlut in para 18 of their proceedings under date the 27th May last upon this report, observed that as the Prisoners did not appear to be suffering in health it might be doubted whether the building was not adequately ventilated for the native constitution and habits:

6. The Order of Government of the 18th June last requiring it to be ascertained whether additional means of ventilation are required to the building in which the Prisoners at Arnee are confined, was only communicated to the 2d Judge of the Provincial Court of Circuit on the 23d of the same month and as it appears from the letter of the 3d Judge that additional windows are requisite, the Judges would respectfully recommend that early instructions may be issued by Government upon the subject:

7th December, 1835. (signed) W. Douglas.
Register.

Foujdaree Diary 7th December 1835.

/No. 229./

No. To
The Chief Secretary
to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Adawlut to request that you will lay before the Government the annexed copy of a letter dated the 9th September 1835 from the Criminal Judge of Combaconum, and the original account Particulars which reached this Office on the 13th Ultimo exhibiting the number and the amount of the pay of the Peons employed during July 1343 to guard the Prisoners worked outside the Jail and the Jail itself, for the amount of whose salaries that Officer in his communication above referred to, solicits the special sanction of Government.-

2. This reference, like many others of the same nature already submitted to Government is made at the request of the Civil Auditor, who, as explained by the Criminal Judge in his letter of the 9th September, has, since the remodelling of the Jail Establishment under this Presidency in conformity to the orders of Government, required that the accounts of the Peons should be entered in the annual statements

statements of Contingent charges.

3. The Judges of the Tanjore Zillah Court beg to recommend that the special sanction of Government be granted for the sum actually disbursed in July 1343 on account of the Jail establishment of the Combaconum Zillah Court amounting according to the accompanying account Particulars to Rupees 3408. 2. // Three thousand four hundred and eight. anas two and pie seven.

7th December 1835. /Signed/ W. Douglas.
Register.

No.

To

The Provincial Court of Circuit
in the
Northern Division

Gentlemen,

With reference to your letter dated the 16th Ultimo submitting copy of a letter from the Criminal Judge of Nellore representing his inability from want of Convicts to enlarge the paper Manufactory as sanctioned by Government under date the 9th Ultimo I am directed by the Judges of the Court of Tanjore Zillah to inform you that upon the recommendation of this Court the Governor in Council was pleased under date the 1st Instant to sanction the transfer

transfer of between 100 and 150 Convicts from the Jail at Cuddapah to that of Nellore, and in consequence instructions have been issued to the Criminal Judge of Cuddapah for the transfer to the Jail at Nellore of 100 Convicts or such greater number to the extent of 150. as can be spared for the purpose of manufacturing paper at the latter Station.

7th December 1835 /Signed/ W. Douglas
Register

No.

Circular letter

To

The 4 Provincial Courts of Circuit

Gentlemen

On receiving lately the usual Report of the arrival of certain Prisoners at Chingleput under sentence of transportation, the Judges observed that in consequence either of a misconception, or non observance of the Circular Order 22d July 1814. a Prisoner had been obliged immediately to enter the hospital.

2. They deem it proper therefore to request that you will call the attention of the several Criminal Judges and Magistrates to the Circular Order above alluded to. It will be the duty of the latter Officers in supplying the escort for Convicts on such occasions, to use one means to secure these orders being fully

fully explained to the Peons in whose charge the convicts may be successively placed, and any infraction of the rules therein laid down for their guidance shall not be passed over unnoticed.-

3. The Criminal Judges will of course acquaint the Magistrates with any instance of such infraction that may come under their observation.-

7th December, 1835 (Signed) G. L. Prendergast
Lieut. Dep. Sup.

No.

To the Provincial Court of Circuit
in the
Southern Division

Gentlemen

No.

The same to the Rt. Ct. of S. D. for communication to the Asst. Jt. Ct. S. at Cairn. Satore.

To

The Provincial Court of Circuit
in the
Western Division.

Gentlemen

I am directed by the Judges of the Court of Tanjore Zillah to transmit to you copy of an Order of Government dated the 24th Ultimo No. 901. in which is notified the commence of the Right Honorable the Governor in Council in the opinion expressed by the Medical Officer in charge of the Jail at Ootacamund that the casualties among the Prisoners during the year 1834 is chiefly owing to the Convicts for transfer to the Neilgherries not being selected with sufficient care.

2 The Judges of the Tanjore Zillah therefore request that the particular attention of the Criminal Judge in the Zillah of Malabar be called to the subject, and that Convicts for the Neilgherries may in future be carefully selected in communication with the Medical Officer whenever the Criminal Judge may receive instructions to transfer a portion of the Convicts under his charge to the Jail at Ootacamund.

8th December 1835. (Signed) W. Douglas.
Register

No.

To

The 4 Provincial Courts of Circuit

Gentlemen,

The Judges of the Court of Tanjore Zillah considering it desirable that they should be periodically kept informed of the casualties and the number of sick amongst the Prisoners transferred to the charge of the Magistracy and Officers in the Military Department, I am directed to request that instructions may be issued to the Magistrates and other Officers in charge of Convicts within your Division to furnish the requisite information by means of a note to be appended to the Monthly statements shewing the manner in which the Prisoners may have been employed during the period for which such statement is prepared.

To the Centre Division.

I am directed to take this opportunity to request that you will call upon the Magistrate of Chingleput under whose orders the Convicts at Poonamallee and St. Thomas's Mount were placed to transmit returns of a similar nature this Criminal Court at Chingleput, and to enable him to comply with the instructions that may be issued by you on the subject it will be necessary that he should be furnished with the

the Form of Statement for his information.-

8th. December, 1835. /Signed/ W. Douglas.
Register.

(No. 230.)

No. To
The Chief Secretary
to Government

Sir,

I am directed to acknowledge
the receipt of the order of Government No. 882.
dated the 17th November 1835, accompanied
by a letter from the Magistrate of Canara, in
which that Officer suggests that "one hundred
"and fifty Convicts from the Jails of Honore
"and Mangalore may be placed under his charge
"to be employed in the repair of roads and other
"public works in that district," and instructing
the Judges of the Sanjoaree Adalut to "order the
"required number of Convicts to be furnished
"from the Jails mentioned in the above letter,
"if it can be done without obstruction to any
"important public work in progress at those
"stations":-

2 In reply, I am directed to state
that on the 1st of November last being the date
of the last returns the whole number of Con-
victs at Honore amounted to Twenty five,
and that the transfer of any from the Jail at
that

that Station is consequently impracticable.-

3 At Mangalore, on the same
date, the number of Convicts amounted only
to one hundred and seventy, but instructions
have been issued to the Acting Criminal
Judge to forward immediately to the Magis-
trate of Canara with the prescribed Com-
pliment of Peons and Duffadars as many
Convicts (within the specified number) as
can be conveniently spared, unless there are
at present being carried on at Mangalore
any public works on which the Convicts
under his charge are employed and which
are of such importance as to render the trans-
fer of the whole or of any portion of the
number required by the Magistrate inexpe-
dient or impracticable.-

4 The reply of the Acting Crimi-
nal Judge will immediately upon its's re-
ceipt be laid before the Government.-

10th. December 1835. /Signed/ W. Douglas
Register.-

No. To
The Acting Criminal Judge
of Canara.

Sir,

I am directed by the Judges of
the Sanjoaree Adalut to transmit to you
the

the annexed copy of a letter dated the 7th. Ultimo, addressed by the Magistrate of Canara to the Secretary to Government in the Judicial Department, suggesting that "one hundred and fifty Convicts from the Jails of Honore and Mangalore may be placed under his Charge to be employed in the repair of roads and other public works in that District".

2. Government have requested the Tanjoaree Resident to "order the required number of Convicts to be furnished from the Jails mentioned in the above letter, if it can be done without obstruction to any important public work in progress at those stations".

3 The transfer of any Convicts from Honore has been ascertained to be impracticable, as, on the 1st. of November last the whole number confined in the Jail at that Station amounted but to twenty five.

4. I am therefore directed to request, unless there are at present being carried on at Mangalore public works of such importance as to render inexpedient or impracticable the transfer of the whole or of any portion of the number of Convicts specified by the Magistrate of Canara, that you will immediately comply with the requisition of that Officer by forwarding to him

him from the Jail under your charge, as many Convicts as can be conveniently spared, not exceeding in number, one hundred and fifty.

5 You will be pleased to take care that the guard accompanying the Gang is limited to the prescribed proportion of one Peon to four Convicts and of one Duffadar to twenty five Peons and that as soon as the transfer has been effected a corresponding reduction of the strength of the standing guard be made.

6. You will further be pleased to report without delay to the Tanjoaree Resident what you may have done in pursuance of these instructions, in order that the requisite communication on the subject may be made to the Government.

10th. December 1835. (Signed) J. H. Davidson
Asst. to the Resr.

(No. 231)

No. To
The Chief Secretary
to Government

Sir, Adverting to the fourth para-
graph of my letter of the 2d Instant, I am
directed by the Judges of the Tanjoaree Tri-
bunal to request that you will lay before the
Government the annexed copy of a letter
dated

dated the 4th and received on the 7th Instant from the Provincial Court of Circuit in the Southern Division with the copy of the communication to which reference is therein made, from which it appears that the explanatory instructions issued by Government on the 1st August 1834, relative to the clearing of the Fort of Salem, were on the 11th of the same month only furnished to the Criminal Judge of that station by the Provincial Court.

*The letter from the C. C. of the Court of Salem dated the 11th augt 1834.

10th December 1835. (Signed) W. Douglas. Register.

(No 232)

No. To The Chief Secretary to Government.

Sir,

I am directed by the Judges of the Tanjore Zealut to state for the information of the Government that in a communication which was received on the 5th Instant through the Provincial Court of Circuit in the Northern Division, the Acting Joint Criminal Judge of Masulipatam has reported that on the 18th Ultimo he dispensed with the services of the Extra Translator whose employment was authorized by the Right Honorable the Governor in Council under date the 2nd of June 1835, until the completion of the special duty of preparing the Calendars and translations for the Court of Circuit in the heavy committable cases sent in to the Auxiliary Court.

10th December 1835. (Signed) W. Douglas. Register.

No. To Lieutenant W. H. Budd.

Sir

The Judges of the Court of Tanjore Zealut considering it desirable that they should be periodically kept informed of the number of Convicts under your charge of those sick in Hospital of the number of Casualties that may occur within the month and of the manner in which the Convicts were employed during the same period, I am directed to request that a Statement prepared in the form appended to this letter may be furnished to this Office at the expiration of each month.

2. A Statement in a form somewhat similar was required by the orders of this Court of the 28th August last to be monthly furnished to this Office by the Officer then in charge of the Convicts in confinement in the Jail at Tanjore, but

but from the circumstance of no report having been received from Lieut F. B. Cotton the Court are disposed to attribute the omission to a difficulty experienced by that Officer in ascertaining the expence incurred for the food of the Prisoners to whom provisions of all kind are supplied from the Commissariate Department.

3. In the Amended form however appended to this letter such column has been dispensed with, and as no difficulty can be experienced in supplying the information now required to be furnished the Suggestion that the statement will in future be punctually transmitted to this Office at the expiration of each Month.

4 It is not however intended that this statement shall supersede the necessity of your furnishing to this Office and to the Judge from whose Gaol the Prisoner may have been transferred, a descriptive Roll, taken from the List furnished to you by the Criminal Judge, of all Convicts who may either die or escape from the Gaol placed under your superintendence immediately on the occurrence of such an event.

1st. December 1835. (Signed) W. Douglas. Regr.

Statement of Prisoners at Cuttack for the Month of Decr. 1835

No. of Convicts	No. of the Convicts on the list with the Jail at the end of the month	No. of the Convicts received during the month	Remarks
			Under this head should be noticed the return of any Convicts to the Jail from whence they were received, the escape or the removal from the Jail, of any Convicts, as well as the arrival of any additional Convicts.

To The Provincial Court of Circuit
in the Southern Division

Gentlemen

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter dated the 2nd instant submitting with reference to the letter from this Office dated the 26th Ultimo certain information called for in an extract from the Minutes of Consultation under date the 17th of November last.

2 From the 7th para of your letter it would appear that you had not clearly understood the drift of the question contained in the concluding part of the 3d para of the Minutes of Consultation above alluded to; the information sought was not as "to the manner in which the Magisterial duties of the District are conducted;" but whether the business of the Magistrate's Office is conducted (as it ought to be) at the Cutchery and at the usual hours.

3 You will be pleased therefore to submit the requisite information on these two distinct points at as early a period as practicable.

12th December 1835. (Signed) W. Douglas
Register

To G. J. Casamajor Esqr
Second Judge late on Circuit in the Centre Division

Sir,

I am directed by the Judges of the Foujdaree Adalut

Vakeel to acknowledge the receipt of your letter which without date reached this office on the 7th instant, and, with reference to the explanations therein contained which are considered by the Judge's satisfaction, to request that you will forward the records of the remaining referrible cases to the Provincial Court of Circuit in the Centre Division to whom the requisite instructions for the correction and completion have under this date been issued.

12th December 1835. (Signed) T. H. Davidson

Asst to the Regr

To The Provincial Court of Circuit
in the Centre Division

Gentlemen,

Mr G. J. Casamajor the second Judge late on Circuit in the Centre Division having represented that the nature of the duties on which he is at present engaged is such as to render it impossible for him to devote sufficient time to furnishing the arrears connected with his late Circuit, has under this date been instructed to make over the Records of the Referrible case, yet due from him, to the Provincial Court of Circuit in the Centre Division

I am therefore directed by the Judges of the Foydaree Vakeel to request that the English and Persian Translations of those Records may be completed examined and corrected, and dispatched to this Office with

with the least possible delay.-

12th December 1835. (Signed) T. H. Davidson

Asst to the Regr

(No 233)

To The Chief Secretary to
Government

Sir,

With reference to the order of Government No 831 dated the 3d Ultimo in which it was intimated that "it was not intended that the Convicts applied for in the letter from the Secretary to the Military Board of the 2nd of October last (to assist in converting an out house into a place of Arms and Hospital for the Detachment of Native Infantry stationed at Coimbatore) "should be supplied unless they could be conveniently spared,"-

I am directed by the Judges of the Court of Foydaree Vakeel to state for the information of the Governor in Council that the Acting Joint Criminal Judge at Coimbatore was called upon this the Provincial Court of Circuit in the Southern Division under date the 13th Ultimo to report "whether the number of Convicts that may be required for this work can be supplied without detriment to the alterations and additions required to be made to the Court-House and Jail at Coimbatore and "if the requisition of the Superintending Engineer in the Southern Division could not be conveniently

Complied

complied with," "to report what further number of Convicts can be provided with accommodation in the Jail under his charge with the view to such further number of prisoners being transferred to Coimbatore from a neighbouring Jail as may be required to complete the work to be executed under the orders of the Military Board."-

3 The reply from the Acting Joint Crimin.al Judge dated the 26th Ultimo and received in this Office on the 7th instant shews that the Convicts applied for in the letter from the Secretary to the Military Board dated the 2nd October last cannot be supplied from the Jail at Coimbatore without interfering with the alteration and additions required to be made to the Court House and Jail and that while such works are in progress a further number of Convicts cannot be provided with accommodation in the Jail at that station.-

4 In the concluding para of his letter the Acting Joint Criminal Judge represents that "a year has elapsed since sanction was granted for the repairs" to the Court House and Jail recommended by the Judge on Circuit, but" that nothing has yet been done towards their execution," and that in consequence the state of the premises" have become worse-" under these circumstances the

Foujdaree Diary 15th December 1835

the Judges of the Court of Foujdaree Adalut desire me to request that the necessity of the immediate commencement of the works sanctioned by Government under date 25th November 1834 may be strongly urged in the Military Board under whose orders the Court conclude the necessary repairs will be executed.-

15th December 1835. (Signed) W. Douglas
Register

(No. 234)

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Fouj:dary Adalut to acknowledge the receipt of an Extract from the Minutes of Consultation under date the 8th December 1835, transmitting the copy of a communication dated the 10th Ultimo from the Secretary to the Asiatic Society of Calcutta, in which are requested the orders of the Right Honorable the Governor in Council as to the sixty copies of the 4th 5th and 6th volumes of the Tuzuka Alengire now "held ready for despatch to Madras," and requiring the Foujdaree Adalut to state whether it is expedient to purchase the Volumes mentioned in the foregoing communication.-"

Considering it highly desirable that the

2 Several

several Courts of Judicature under this Presidency to whom the first three volumes of the Tuteea Alemgiree have already been distributed should on the present occasion be supplied with complete copies of that valuable, and as containing authoritative decisions of the Mahommedan Law useful work the Judges of the Foydaree Udalut respectfully recommend that with this view, the sixty copies of the 4th 5th and 6th Volumes referred to in Mr Prinsep's communication, may be purchased by the Madras Government.—

15th December 1835 (Signed) T. H. Davidson
Dy Sec to Govt

To The Magistrate of Coimbatore

Sir,

I am directed by the Judges of the Court of Foydaree Udalut to inform you that Government were pleased, under date the 8th Instant, to sanction the statement of charges not estimated but actually incurred under 20 Rupees during the third Quarter" of the current year, which you submitted in your letter of the 21st Ultimo, amounting Rupees 52-4-2.

16th December 1835 (Signed) G. L. Prendergast
(No 236) Sen. Deputy Regr

To The Chief Secretary to Government

Sir

1 I am directed by the Judges of the Court

of Foydaree Udalut to acknowledge the receipt of the order of Government No. 829 dated the 24th Ultimo requiring that a concise Statement of the Circumstances which suggested the rule for proving depositions when put in on a trial for Perjury, proposed in para 19 of the Proceedings of the Sudr Udalut dated 30th October last may be prepared and submitted for the information of the Supreme Government, to whose notice it is intended to bring the subject with a view to its being referred to the Law Commission for consideration.—

2 In cases of Perjury assigned on a party or witness having given two contradictory depositions on oath on a matter of fact material to the issue of a Judicial proceedings, it is provided by Clause Second Section II Regulation III of 1826 that for the conviction of a person committed for trial on a charge of Perjury under the preceding Clause, no other evidence shall be requisite than clear and satisfactory proof that the party or witness having been duly sworn, or having made a Solemn declaration instead of an oath, wilfully and deliberately caused the two contradictory depositions to be taken down in writing, and that, before he affixed his signature or mark thereto, their contents were distinctly read

read over to him."

3 On treals for perjury it is the practice of the Courts under this Presidency for the writer of the deposition and the person employed in administering the oath to the deponent to appear to prove the deposition but in England it is sufficient for this purpose that the signature of the deponent be proved as also that of the officer taking the deposition.

4 It having been represented, that the ordinary method of proving the deposition has been found to be impracticable from the circumstance of the removal from office of the writer, or other person present when it was taken the Court of Sudr Udalut suggested, with the view of obviating that difficulty hereafter, the introduction of a rule to the effect that proof of the signature of the officer taking the deposition to a distinct certificate appended thereto, that the deposition was deposed on oath and distinctly read over to the deponent before he signed it, should be sufficient evidence to prove such deposition when put in, on a treal for perjury.

18th December 1835. (Signed) W. Douglas
Registar

(No 234)

To The Chief Secretary to Government
Fort

Sir

I am directed by the Judges of the Foydaree Udalut

1

Udalut to forward to you to be laid before Government, the annexed copy of a letter dated the 11th instant from the Third Judge on Circuit in the Centre Division and of the accompanied it from Mr. Assistant Surgeon Edward Smith who on two occasions appeared before the Court of Circuit at Chingleput as a witness in Case No 1 on the Calendar of that Zillah for the Second Sessions of 1835.

The Judges of the Foydaree Udalut beg to recommend that the charge incurred by that Gentleman, amounting to Rupee (35-"-") Thirty five, may receive the sanction of Government.

19th December 1835 (Signed) T. A. Dawdson
Regr to the Regt

To The Criminal Judge of Madura

Sir,

With reference to your letter of the 10th Ultimo submitting sanction for the sums disbursed on account of the salaries of twenty extra Peons and an Extra Duffadar employed during a part of Fasly 1243 to guard the prisoners working outside the Jail at Madura, I am directed by the Judges of the Foydaree Udalut to inform you that on their recommendation, Government were pleased under date the 11th instant to sanction the charge in question amounting to Rupees 310-4-3. Three hundred and ten, anas

anas four and pice three -

21st December 1835. (Signed) T. H. Davidson
Asst to the Regr

To The Provincial Court of Circuit
in the Centre Division

Gentlemen,

I am directed by the Judges of the Court of Tuyjaree Udalut to acknowledge the receipt of your letter dated the 30th Ultimo submitting copy of a letter from the Acting Magistrate of Cuddapah requesting the Orders of the Tuyjaree Udalut whether the Magistrate has authority to enforce, the payment of a "part of the regular Hire and Batta of Bearers posted on their application, when such payment may be refused, and also as to the mode of enforcing such demand -

2

The Court concur in opinion with Mr Casamajor that "the Magistrate" has no authority to enforce the demand in such Cases excepting as Justice of the Peace under the provisions of the Act Cited in the concluding para of Mr Casamajor's Letter, but as a recourse to this Method of proceeding would be obviously inconvenient the Court of Tuyjaree Udalut would suggest as a preferable mode of proceeding in such cases that a report be made to Government on such occasions with the view to the amount being recovered from the Jailor on whose account the was provided thro the Civil or Military Auditor as the Case may be -

By

3

By Rule 23 of the Regulations for posted Bearers "published in the Fort St. George Gazette of the 19th September 1835 it appears that when the parties are employed in the public revenue applications for Government Bearers must be accompanied by payment in advance for the entire distance," otherwise they will not be attended to and may possibly have been the intention of Government that applications for Dawks furnished by the Collector Under Rule 31 should be subject to the same Contingency -

22nd December 1835. (Signed) W. Douglas
Register

Foujdaree Diary 24th December 1835

To The Secretary to the Board for the
Public Instruction

Sir,

With reference to a letter to my address to the Secretary to the Indean Law Commissioners dated 17th November 1835 in which the following question, relative to Judicial evidence, is proposed for consideration Viz.t" If oaths and declarations containing appeals and implications of a religious kind were altogether abolished in Criminal proceedings all the legal penalties of false testimony being retained would the effect on the administration of Justice be on the whole salutary or pernicious" I am directed by the Court of Foujdaree Vaukut to request that you will procure the opinions of the Moulavis and Pundits attached to the College of Fort St.t George on the subject, and any facts which their expense may enable them to furnish in explanation of them.—

24th December 1835 (Signed) W. Douglas
Register

To The Criminal Judge of
Combaconum

Sir

Adverting to your letter of the 9th of September last I am directed by the Judges of the Foujdaree Vaukut to inform you that on their recommendation Government were pleased under date the 15th instant to sanction

sanction the charge incurred in Fusly 1243 on account of the Jail establishment of the Zillah Court of Combaconum amounting according to the account Particulars reached this office on the 13th Ultimo, to Rupees (3408-2-7½) Three thousand four hundred and eight anas two and pice seven.

24th December 1835. (Signed) T. R. Lawrence

(No 239)

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of an extract from the Minutes of Consultation under date the 15th instant requesting the Judges of the Foujdaree Udalut to ascertain and report whether there a sufficient number of Convicts in the neighbouring Jails who might be made available for the construction of a Tread Mill in the Jail at Chittoor; and if not their opinion whether there is any objection to postponing the work in question for the present.

The Judges not being aware any necessity for the immediate completion of the Tread Mill at Chittoor are of opinion that the work should be post poned until the requisite number of Convicts may be conveniently available for the purpose at Chittoor a Contingency likely to occur at an early period as the Court of Foujdaree Udalut under

under the discretionary authority vested in them by the Governor in Council under date the 11th instant purpose to order the removal from the Jail of Salem to that of Chittoor of 100 Convicts (the period of whose unexpired sentences may not be less than 6 Months) the prisoners to be forwarded in two parties, each consisting of 50 Convicts and to be dispatched as soon as the required number of this description of Convicts may have accumulated in the Jail at that station.-

26th December 1835. (Signed) W. Douglas Register

(No 240)

To The Chief Secretary to Government.

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to transmit the accompanying copies of the papers noted in the Margin for the purpose of being laid before the Right Honorable the Governor in Council.

These papers describe the circumstances connected with three cases wherein certain prisoners were charged with the murder of about 58 Conumbers, and represent the measures which to the Court it seemed expedient to adopt in respect to them.-

The case first came under the Judicial notice of the Court in the Combatore Criminal Reports as

as numbers 56-72- and 73 of the current year - In the first case 10 prisoners were charged with having one night in September 1834 Murdered 38 Crumbers, fired their houses and robbed from the bodies Rupees 41-12- anas worth of property." In the second 17 prisoners were charged with having one noon about 4 months ago and in company with a nother person not apprehended, murdered one Ereyen husband of the 1st Prosecutrix - Kette nephew of the 2nd Prosecutor and his Kettee wife named Aauray on the high road to Seyoor on the Pelyherries and robbed them of their property." In the third 8 prisoners (7 of whom prisoners also in Case No 56) were charged with having one night about 4 Months ago," murdered the Prosecutrix's husband and 14 others and likewise wounded the Prosecutrix in an attempt to kill her and afterwards fired the houses in which the dead bodies were -

4 In regard to the case No 56 the Acting Joint Criminal Judge did not consider that there was satisfactory proof even of the demise of the persons mentioned in the charge as having been murdered, and looked upon the evidence of the 1st witness as false and fabricated. This witness deposed to having been living with some of the alleged deceased, when one night about 6 months back, the

the accused attacked their huts, that he and his brother (a boy) effected their escape to an opposite hill, from whence they witnessed, by the light of the accused's torches, the whole affair that they first murdered the occupants of four huts (26 including men and women and children) and then went to that of the Prosecutrix's Father, distant about a stones throw killed the whole family (twelve in number) brought their bodies to the other huts and set fire to them."

5 The grounds of the Acting Joint Criminal Judges opinion as to the evidence is recorded in the Criminal Reports Extracts from which accompany this Letter -

6 The release of the prisoners in case No 56 as well as in the other two cases was the result of views taken of their cases by the Acting Joint Criminal Judge in respect to the cases No 72 and 73, he held the evidence to be altogether inconclusive of the guilt of the prisoners, the parties having retracted the testimony given by them in the previous examination before the Magistracy - He entered in detail in the Criminal Reports the reasons upon which he founded the acquittal of the prisoners and in his letter accompanying the Reports in question he invited the particular attention of the Court to the circumstances of the cases -

In

7 In the proceedings of the 27th May reviewing the Criminal Reports in question the Court of Foygoaree Vadalut directed the Acting Criminal Judge to furnish the Judge on Circuit about to hold the sessions at Coimbatore with copy of his letter, and the Judge on Circuit was instructed to inspect the proceedings in the cases 56 & 72 and to state in his Circuit Report the result of his investigation -

8 Subsequently to these orders the Court of Foygoaree Vadalut, having received from the Magistrate of Malabar the Reports of the cases made by the joint Magistrate, considered it proper, as stated in their proceedings of the 8th August, copy of which herewith laid before Government, to issue fresh instructions, being of opinion that it was not probable that any thing more to further the ends of Justice could be suggested by the Judge on Circuit and that unnecessary delay would arise by waiting for his report of the result of his enquiry -

9 The Court in those proceedings recorded their opinion that the investigation of the three cases had been most imperfect and that the Acting Joint Criminal Judge seemed to them to have been most unfortunately impressed with a notion of the impossibility of the transaction

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transactions" -

10 In respect to the case 56 it appeared to them that no further evidence having been obtained, nothing further could be done than to urge the Magistrate to continuance of his exertion - The Court had no reason, they added, to doubt that a foule murder had been perpetrated and the opinion of the acting Joint Criminal Judge that the evidence in the case was manifestly false and fabricated and the case got up by the Prosecutor and first witness was in the Judgment of the Foygoaree Vadalut quite errone-neous -

11 The evidence of the Assistant Magistrate who had visited the scene of Massacre the Court also directed might be taken, and with reference to the 5 para of the Assistant Magistrates letter and to the translation of the examinations taken by him on the 11 and 12th of May (copies of which are herewith submitted) the Court directed the accused in cases Nos 72 and 73 to be apprehended and sent up again with the witnesses to the Joint Criminal Court with any other evidence that might be forthcoming - trust worthy persons being sent to see that the witnesses were neither transferred with nor intimidated. -

12 In the Report of the Joint Magistrate the

the probable causes are assigned for the Massacree which forms the subject of the papers under consideration and the mode explained in which the crime has come to light—

13 The Corumbers it appears, are believed by the other classes of the inhabitant to be skilled in sorcery and to subsist chiefly donations of grain &c. received from them— Sr Lyppiod the Joint Magistrate states from what Sean Lara, that a short period previous to the Massacre in question, some of the chief people and their relations had died, and, in particular, the father in Law, brother in law, and wife, of one of the Head Burghers and to sons of a nother, — These deaths were supposed to have originated from the malevolence of the Corumbers towards them— Being more than ordinarily enraged it was determined totally to exterminate some Villages of these poor people, but why the villages actually destroyed were selected in preference to others I cannot ascertain— Another reason assigned for their determination, and which I believe to be true was that of late the tribe of the Corumbers had been so much on the increase that it was found inconvenient to the other classes to provide in an adequate manner for their

their maintenance and that this opportunity was readily seized upon for diminishing the numbers. a number of both Todas and Burghers accordingly combined to the Commission of this horrid act and proceeded, in the night of some day about last (so ascertained from the Barley being cut at that season) to a Village near Kaloor and having murdered the inhabitants to the number of about 38 of all ages and sexes, placed their bodies inside the huts and set fire to them— Then a four escaped to tell the dreadful tale, which, however, was not brought by them at the time to the notice of any of the police authorities, and it was by the merest accident that the late Tasildar, being in the neighbourhood in March last, some of the Corumbers made the matter known to him and he discovered the ashes and bones of those who had been thus sacrificed, together with a number of bangles, toe ornaments &c. of the deceased."

14 In the Report of the Assistant Magistrate dated the 11th June is also stated that officer conclusion that these murders must have been perpetrated at no great interval of time between each other in September or October last, and a further description is given of the cases and of the grounds on which he forwarded the prisoners to

to the Joint Criminal Court. He annexed to his report the examination of the parties in cases 72 & 73 after their return from the Joint Criminal Court which distinctly setforth the fact of their having given directly contrary deposition before the two authorities, for which are assigned as reasons their fright and confusion at the Court at Coimbatore from which they were free whilst deposing before the Assistant Magistrate on the Shelgherries.

15 On the 6th Ultimo, the Court having had placed before them as requested by their orders issued on the 8th August last, a further report respecting these cases deemed it proper to direct that the witness in Case No. 73 who before the Acting Joint Criminal Judge swore positively "to the death of the Prosecutrix "should be committed to take his trial for Perjury, and that a similar course of proceeding should be observed in regard to such of the Prosecutors and other witnesses examined in the three cases who may be considered by the Acting Joint Criminal Judge to have been guilty of gross Perjury.

16 In Case No. 73 two of the prisoners having been "committed to take their trial before the Court of Circuit upon the evidence of the Prosecutrix who identified them as being the same persons that entered her hut in company with another, since died, beat her cruelly, and murdered the rest of the inmates six in numbers."

17 The remaining prisoners this Court were of opinion ought under the circumstances stated (by the present Acting Joint Criminal Judge) to be released unless the Magistrate of Malabar should consider it just and necessary to require from them personal recognizance or security for keeping the peace under the provisions of Clause 1st Section V Regulation III of 1827" In suggesting this Course of proceeding to the Magistrate of Malabar, the Court of Foujdaree Adalut directed the detention" of the prisoners until the determination of the Magistrate might be communicated to the Acting Joint Criminal Judge.

18 The Court considered the arrangements made for the confinement of the prisoners (by the present acting Joint Criminal Judge) while under examination to be judicious and the proceedings held to reflect great credit upon them.

19 It will be observed from the letter of the Acting Joint Criminal Judge dated the 14th October that in Case No. 72 all the parties, who were before the Court on

former investigation were again produced, but no additional testimony of any kind - and that due precautions were taken that the prosecutors and witnesses, while under the Assistant Magistrate's charge, should not be tampered with or subarned; but it has been justly remarked by the Acting Joint Criminal Judge "when it is considered that the prisoners, since their release from custody at this Court about 5 Months ago have had the power of freely communicating with the prosecutors and witnesses against them, and that even on the first enquiry before this Court, there is reason to believe that the evidence for the prosecution was given under the influence of the prisoners" The Court were not therefore surprised to learn that in the present investigation the testimony was most unsatisfactory -

20. From the account given by the Acting Joint Criminal Judge of the conduct of the parties before his Court it would appear that their assignment of "fright" and "confusion" as the cause of their contradictory depositions cannot be allowed much weight -

21. In case 73 the Acting Joint Criminal Judge mentions that 6 prisoners only out of the 8 formerly before the Court were produced one not having been apprehended and one being detained such on the Hills - From the notice however of seven prisoners in the margin of the Acting Joint Criminal Judge's letter wherein the above is stated, it is to be concluded that

that the seventh prisoner was duly forwarded subsequently to the Joint Criminal Court as the Assistant Magistrate in his late Report dated the 6th October 1835 addressed to the Magistrate mention that all the prisoners had been apprehended with the exception of one who had died - This probably the prisoner alluded to by the Acting Joint Criminal Judge as having been detained such on the Hills -

22. The only additional evidence on the case 73 was that of the Assistant Magistrate but the depositions of the witnesses were so contradictory as to be of no availIndeed the only effective evidence is stated to be that of the Prosecutrix who identified two of the prisoners and upon her testimony they have been committed to take their trial before the Court of Circuit -

23. The difficulty experienced in discovering this Prosecutrix is alluded to by the Acting Joint Criminal Judge and is further touched upon in the Assistant Magistrate's Report of the 6th October at that date however the search had not been completed - The Acting Joint Criminal Judge argues, and the Court are inclined to coincide in the opinion from the circumstance of this woman, who came from the Hills not at the same time with the prisoners but some days later, " being the only individual of the " number examined who adhered, in her deposition to "

Court, to her statement in the first instance, that the precautions adopted by the Assistant Magistrate to prevent access to the witnesses under his charge were not so successful as might be wished."

24 On the records of the Joint Criminal Court at Combatore for 1830 a Case of a similar nature to those now under consideration is to be found and it is stated that the witnesses in the present instance were brought forward on that occasion to give evidence, which they allege as a cause of the animosity of the Valayars and Toras to their tribes.

25 The Joint Magistrate of Malabar also, alludes to a case which occurred in the Pedinganaad Taluk. This the Judges consume to be the case in which a Parria Village in the Manisherry Deshom was destroyed by the neighbouring population and from which the Trial No. 1 on the 2nd Additional Calendar of Malabar for the 2nd Sessions of 1834 took its rise. The circumstance of it were represented to Government in their Registers' letter under date the 9th December 1834 and Government was pleased to direct that the sufferer should be indemnified for their and their huts which had been razed to the ground result. The sanction of Government for the estimated expence to be incurred on this account, dated the 7th March

was conveyed to the Magistrate of Malabar under date the 4th April last.

26 Reverting to the cases now under consideration, it appears to the Judges that there are grounds for the supposition of the Acting Joint Criminal Judge that others "have also occurred in the wild and remote country in which these people dwell, without being brought at all to the notice of the Police, and they would respectfully suggest the introduction of some measures for the protection of the coorumbers and to prevent the possibility of the tracts of Jungle which skirt the sides of Nedyherry. Be is again becoming the scene of similar outrages discoverable only accidentally and eventually and the indemnification to the few present surviving sufferers for their in the manner and extent which the Magistrate of Malabar after due enquiry may deem it advisable to propose.

27 The only further proceedings which the Court have held regarding this cases is upon a reference from the Acting Joint Criminal Judge for instructions as to the parties in case 56 having apprehended and committed for Perjury. This case however manifestly differed from the others, the evidence available for establishing the charge of Perjury in the latter being forthcoming, whereas the opinion of

Joint Criminal Judge was that such a charge would not pro-
bably be substantiated against the parties in the former.-

2 Under this circumstances the Judges did
not consider it proper to order their reapprehension - The result
of the trial of two prisoners committed in Case 73 and of
the other parties who may be tried for Perjury will be duly
communicated as soon as the information is laid before
the Court.-

26th December 1835. (Signed) W. Douglas
Register

(No 41)

To The Chief Secretary to
Government

Sir,

With reference to the order of Government
No 953 dated the 15th instant I am directed by
the Judges of the Court of Foujdaree Udalut to state
for the information of the Governor in Council that
the exact costs of printing 250 Copies of the
Circular Orders of the Court of Foujdaree
Udalut including the charge on account
of paper and binding is Rupees (705-6) seven
Hundred

seven Hundred and five and annas six.-

28th December 1835 (Signed) W. Douglas
Register

(No 242)

To The Chief Secretary to
Government

Sir,

I am directed by the Judges of
the Sudr and Foujdaree Udalut to acknow-
ledge the receipt of an Extract from the
Minutes of Consultation in the Judicial Depart-
ment No 976 dated the 18th Instant communicating
for their information and guidance an Extract
from the Minutes of Consultation in the Military
Department dated the 15th Instant accompanied
by a copy for Letter from the Secretary to the
Government of India, dated the 9th Ultimo.-

2 The opinion of the Judges is requ-
as to whether the provisions of Regulation I

can be ruled to be applicable to sentences of all Native Courts Martial whether General Districts or Garrison, Detachment or Regimental within the Companys territories."

It appears to the Judges that in as much as Regulation I of 1828 exclusively to sentences passed by a Court Martial under the sixth article of Section XII" Regulation V of 1827, its provisions cannot be ruled to be applicable generally to the sentences of Native Courts Martial above mentioned and in compliance with the instructions of the Government they directs me to submit the accompanying draft - an Act containing the provision proposed to be enacted.-

28th December 1835. (Signed) W. Douglas
Register

Be it enacted, that from and after the date of the promulgation of this act the provisions contained in Regulation I of 1826 in the Code of Fort St. George shall

Foyd aree Diary 28th December 1835

shall be applicable to sentenses of all Native Courts Martial, whether General, District, or Garrision, Detachment or Regimental, within the Company's territories.-

25th December 1835- (Signed) W. Douglas
Register

can be ruled to be applicable to sentences of all Native Courts Martial whether General Districts or Garrison, Detachment or Regimental within the Company's territories."

It appears to the Judges that in as much as Regulation I of 1828 exclusively to sentences passed by a Court Martial under the sixth article of Section XIII" Regulation IX of 1827, its provisions cannot be ruled to be applicable generally to the sentences of Native Courts Martial above mentioned and in compliance with the instructions of the Government they directs me to submit the accompanying draft - an Act containing the provision proposed to be enacted.-

28th December 1835. (Signed) W. Douglas
Register

Be it enacted, that from and after the date of the promulgation of this act the provisions contained in Regulation I of 1826 in the Code of Fort St. George shall

Foydaree Diary 28th December 1835

shall be applicable to sentences of all Native Courts Martial, whether General, District, or Garrison, Detachment or Regimental, within the Company's territories.

28th December 1835. (Signed) W. Douglas
Register

the
2d the 22nd
Instant.

Foujdaree Diary 28th December 1835

To J. Hordley Esqre

Sir,

Lillah Sudge of Chingleput

I am directed by the Judges of the Court of Foujdaree Adalut to request you will state your opinion whether or not the services of private Dogherty at present employed in superintending the weaving looms in the Jail at Chingleput are any longer required, and that you will state your opinion generally as to the expediency of extending the manufacture of Cloth in the Jail at that station

28th December 1835.

(Signed) W. Douglas.
Register

Foujdaree Diary 29th December 1835

(No. 245)

To The Chief Secretary to Government

Sir,

Adverting to the 3d paragraph of the Extract from the Minutes of Consultation under date the 24th December 1835 in which it is stated that in its conclusion "having Perused the terms of Mr. Blackburns Return" on the subject of the precautions surveillance alleged to be exercised by the Village Police of the District of Madura over the Lower classes of the community - "are considered by the Right Honorable the Governor in Council to be unbecoming and disrespectful to his Superiours" I am directed by the Judges of the Foujdaree Adalut to forward to you to be laid before Government the annexed copy of a letter dated the 16th and received on the 22d instant thro' the Provincial Court of Circuit in the Southern Division from that Gentleman to whom a copy of the above quoted paragraphs was furnished for his information

29th December 1835.

(Signed) W. Douglas
Register

(No. 246)

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of the Extract from the Minutes of Consultation dated the 22d instant.

Instant calling for their opinion whether there is any objection to an alteration proposed by the Superintending Engineer, and recommended by the Military Board to be made in the construction of the new Jail at Guntoor and which is thus described by that officer. "It will be seen on reference to the plan that there are between the wards A & C and B & D respectively partition walls which from their simple form I propose to convert into platforms with sentry boxes at their respective points of Junction with the compound walls similar in all respects the partition between A & B".

2 The Judges direct me to report their opinion in favor of the proposed alteration—

29th December 1835. (Signed) W. Douglas
Register

To The Third Judge on Circuit in the Centre Division

Sir,

1 Adverting to your letter of the 28th ult: -mo, representing the sickness and mortality prevailing among the Convicts at Cooa, owing to the bad quality of the rice served out to them, and suggesting that sanction may without loss of time be obtained for a few more windows being added to the room appropriated for the use of the Convicts at that station," I am directed by the Judges

Judges of the Foyzabad Adalut to desire that the prisoners in question may be supplied with rice in the same way as the prisoners at Vellore are supplied with that Article under the arrangement proposed by the Deputy Assistant Commissary General in the Centre Division, the adoption of which was approved and its continuance sanctioned by the Government of whose order on the subject dated the 9th October 1835 a copy was on the 20th of the same month furnished to the Provincial Court of Circuit in the Centre Division—

2 I am further directed to state that by an extract from the Minutes of Consultation in the Military Department under date the 20th October 1835 it was ordered, "that the rice now remaining in store at Vellore, Arcot and Arnee be disposed of by issue to the Public Elephants at Cawnpore, or in any other way that the Commissary General may consider most advantageous."

In conclusion, I am directed to inform you

3 that Government were pleased under date the 18 instant to intimate to the Foyzabad Adalut that the Military Board will be instructed to adopt immediate measures for causing additional windows to be made to the room at Arnee appropriated to the use of the Convicts at that station."

29th December (Signed) J. H. Dawson
Asst to R

(№ 247)

To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Foujdaree Udalut to request that you will lay before the Government the annexed copy of a letter dated the 18th instant from the Third Judge of the Provincial Court in the Western Division who is about to proceed to Calicut to open at that station the first Sessions of the year 1836.-

2 Under the circumstances represented by Mr Anderson, the Judges of the Foujdaree Udalut beg to recommend that that Gentleman be authorized to employ an Extra Goomastah on a Monthly Salary of (20) Rupees for a period not exceeding two months, or until the arrival at Calicut of the Malayalum and Canarese Goomastah at present with the First Judge on Circuit in Canara.-

30th December 1835. (Signed) T. H. Dawdson
No 3 Ajt to the Rep

To A. Crawley Esqre

late Magistrate of Rajahmundry

Sir,

I am directed by the Judges of the Foujdaree Udalut to forward to you the annexed copy of an Extract from their proceedings under date the 5th instant communicating for the information of the Government and of the Honorable the Court of Directors their sentiments upon the

the proceedings instituted by you when Magistrate of Rajahmundry in the case of Yanoomoola Boupanadorah the Hall Chief of Tetapilly, and of the order of Govern-ment thereon under date the 18th instant.-

31st December 1835. (Signed) T. H. Dawdson
No 2 Ajt to the Rep

To The Provincial Court of Circuit
in the Southern Division

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Udalut to request you will issue the ne-cessary instructions to the Acting Criminal Judge of Salem for the removal from that station to the Jail of Chittoor, of 100 Convicts the period of whose unexpired sentences may not be less than 6 months.-

You will be pleased to instruct the Acting Criminal Judge of Salem to forward the prisoners in two parties each consisting of 50 Convicts, the prisoners to be accompanied by the usual complement of Peons, and to be dispatched as soon as the required number of this description of Convicts may have accumulated in the Jail at that station.-

You will be pleased to direct the Acting Criminal Judge of Salem to advise the Criminal Judge of Chittoor of the despatch of these prisoners, and to report for

Fayd Diary 24 December 1835

for the information of this Court whenever these instructions may have been carried into effect.

31st December 1835. (Signd) W. Douglas Register

(A 248)

To The Chief Secretary to Government

Sir,

With reference to the orders of Government dated 11th August 1835 visiting the Judges of the Foujdaree Adalut with discretion to authorize small monthly disbursements for bringing up the Children of Convicts and requesting them to submit quarterly a Statement of all payments for the information and special sanction of Government, I am directed by the Judges to forward for the purpose of being laid before the Right Honorable the Governor in Council the accompanying copy of a Statement shewing the amount of Batta paid to the children of the prisoners in the jail at Vizagapatam from first July to 30th September 1835.-

From the note appended to the Statement it appears that this disbursement is supported by the orders of the additional Judge who held the 1st September of 1835 at Vizagapatam, and having commenced from the 21st May last the sum, total for which the Judges beg leave respectfully to recommend that the sanction of Government may