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Voyday

Diary

for 26

1810

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2. I am desired to state that the Judges are aware of no objection to the site it is intended to select for the proposed building, which they consider will be sufficiently large if capable of containing 480 Prisoners of the classes enumerated in Captain Lawford's Report.—

2. The Judges concur in opinion with the late Acting Sessions Judge, Mr. Greenway, and the Magistrate of Trichinopoly in deeming it inadvisable to withdraw any portion of the Convicts now in confinement under the Sessions Judge's charge, for the express purpose of making bricks for the new Jail on being otherwise employed in aiding its construction; but, if the building be eventually sanctioned by the Government, no difficulty will be experienced in placing at the disposal of the Civil Engineer, the number of Convicts for whose labour a deduction of 5,000 Rupees has it is observed been made from the estimated cost of the new Jail; and for the custody of these additional Convicts the Court think that Captain Lawford's suggestion of preparing a temporary Jail at Warriore close to the new site, may with propriety be acted upon.—

4 The Judges are not of opinion that they would

would be justified in supporting any arrangement which would have the effect of removing for confinement at Combaconum, females sentenced to imprisonment within the limits of Zillah Trichinopoly.—

3rd January 1846. (Signed) H. D. Phillips.—

No. 19. Memo. Register.—

8. Complete sets of the Quarterly Civil Reports.

4. ... do. ... of the Half yearly Civil Reports.—

4 Printed forms of the Half yearly Criminal Statement No 3.

4 ... do. ... of annual Jail Returns.—

Forwarded to the Subordinate Judge of Calicut with reference to his letter dated 22nd Ultimo.—

By Order of the Court of Tuyjdare Adalut.—

7th January 1846.— (Signed) H. D. Phillips

No. 20. Memo Register.—

4. Printed forms of the Half yearly Criminal Statement No 3.

Forwarded to the Sessions Judge of Nellore with reference to his letter dated 12th Ultimo.—

By Order of the Court of Tuyjdare Adalut.—

7th January 1846.— (Signed) H. D. Phillips.—

No. 21. Memo: Register.—

8. Printed forms of the Half yearly Criminal Statement No 3.

8. ... do. ... of the ... do. ... do. ... No 4

Forwarded

No

Fouzdaree Diary 3rd January 1846.

1. Mem.a

Returned to the Joint Magistrate in charge of Hazara, in reference to a complaint of Assault being preferred in this Office.—

By order of the Court of Fouzdaree Adalut.

3rd January 1846.— (Signed) H. D. Phillips.

Mem.a Register.

The original enclosures which accompanied the letter of the late Criminal Judge of Madura dated the 19th January 1841, are herewith returned to the Subordinate Judge, with reference to his letter dated 30th Ultimo.—

By order of the Court of Fouzdaree Adalut.

3rd January 1846.— (Signed) H. D. Phillips.

Register.

To,

The Secretary to the Board of Revenue in the Department of Public Works.—

Sir,

1. In reply to your letter dated the 27th Ultimo requesting the opinion of the Fouzdaree Adalut upon the different proposition of the Civil Engineer 3rd Division in regard to the proposed construction of a new Jail at Chinglepaty.—

2. I am desired to state that the Judges are aware of no objection to the site it is intended to select for the proposed building, which they consider will be sufficiently large if capable of containing 480 Prisoners of the classes enumerated in Captain Lawford's Report.—

2. The Judges concur in opinion with the late Acting Sessions Judge, Mr. Greenway, and the Magistrate of Trichinopoly in deeming it inadvisable to withdraw any portion of the Convicts now in confinement under the Sessions Judge's charge; for the express purpose of making bricks for the new jail or being otherwise employed in aiding its construction; but if the building be eventually sanctioned by the Government, no difficulty will be experienced in placing at the disposal of the Civil Engineer, the number of Convicts for whose labors a deduction of 5,000 Rupees has it is observed been made from the estimated cost of the new Jail; and for the custody of these additional Convicts the Court think that Captain Lawford's suggestion of preparing a temporary Jail at Warriore close to the new site, may with propriety be acted upon.—

4. The Judges are not of opinion that they would

would be justified in supporting any arrangement which would have the effect of removing for confinement at Combaconum, Females sentenced to imprisonment within the limits of Zillah Trichinopoly.—

3rd January 1846.— (Signed) H. D. Phillips.—

No. 19. Memo. Register.—

8. Complete sets of the Quarterly Civil Reports.—
4. . . . do. . . of the Half yearly Civil Reports.—
4 Printed forms of the Half yearly Criminal Statement No 3.
4. . . do. . . . of annual Jail Returns.—

Forwarded to the Subordinate Judge of Calicut with reference to his letter dated 22nd Ultimo.—

By Order of the Court of Toyidaree Adalut.—
7th January 1846.— (Signed) H. D. Phillips

No. 20. Memo Register.—

4. Printed forms of the Half yearly Criminal Statement No 3.

Forwarded to the Sessions Judge of Salem with reference to his letter dated 12th Ultimo.

By Order of the Court of Toyidaree Adalut.—
7th January 1846.— (Signed) H. D. Phillips.—

No. 21. Memo: Register.—

8. Printed forms of the Half yearly Criminal Statement No 3.
8. . . do. . . of the . . do. . . . . do. . . . No 4

Forwarded

Forwarded to the Session Judge of Nowre
with reference to his letter dated 27th Ultimo.
By order of the Court of Tovjdaree Udalut.
7th January 1846. Signed H. D. Phillips.
Registered.

No. 22. Memo.

8. Printed forms of the Half yearly Criminal Statement No. 1
8. ... do. ... of the ... do. ... do. ... No. 2

Forwarded to the Magistrate of
Rajahmundry with reference to his letter dated 4th Ultimo.
By Order of the Court of Tovjdaree Udalut.
7th January 1846. Signed H. D. Phillips
Registered.

No. 28. To (No. 2)
The Secretary to Government in the
Judicial Department.
Sir,

1. I am instructed by the Judges of the Tovjdaree Udalut to transmit to be laid before the Government, the annexed copy of a communication from the Magistrate of Tinnevelly requesting he may be informed what course to pursue to enforce attendance till either a compromise is effected, or an investigation made in the event of Europeans from a Vessel in the Roads landing at Ports in the Tinnevelly District committing an assault on a Native, declining to attend to

Dated 9th December 1845.

to any requisition or remonstrance of the local Police Peons re-embarking and sailing.

2. The Judges consider the Magistrates application to be one which the Government would desire to lay before the Advocate General and accordingly transmit it for the purpose of its being so disposed of or treated in any other manner which the Most Noble the Governor in Council may deem advisable.

9th January 1846. Signed H. D. Phillips.
No. 37. Do. (No. 3)
Registered.

The Chief Secretary to Government.
Sir,

1. I am directed by the Judges of the Tovjdaree Udalut to submit to be laid before Government the annexed copy of a letter dated the 31st Ultimo from the Assistant Surgeon in Medical charge of the Civil establishments at Chingleput relative to a convict named Ramasawmy now in the Jail Hospital at that station and reported to be unfit for hard labor in consequence of cataract.

2. The Session Judge of Chingleput, considering the letter, requests authority to forward the said Prisoner in charge of a Peon to the Eye Infirmary at Madras, observing that the Peon could remain in charge of him until such time as he may be discharged from the Infirmary.

The

3. The Judges beg leave to recommend that the Sessions Judge be accordingly authorized to forward the Prisoner in question to the Civil Infirmary and that the Medical Officer in charge of that Institution be furnished with a copy of the letter of the Assistant Surgeon with whom the suggestion originated.—

10th January 1846.— (Signed) H. D. Phillips.
Register.—

No. 38. Do. (No. 4)

To The Secretary to Government in the Judicial Department.—

Sir,

1. Adverting to the resolution of Government dated 18th November 1845, No. 834, requiring a report upon the road constructed between the Civil and Military lines at Cuddapah, its present state of repair and all other particulars connected with it.—

2. I am desired by the Judges of the Tovjdaree Udalut to transmit to be laid before Govern-ment, the accompanying copy of a communication from the Sessions Judge of Cuddapah which contains the information required by the Most Noble the Governor in Council.—

10th January 1846.— (Signed) H. D. Phillips.
Register.—

To

Dated 16th Dec. 1845.

(No. 5.)

No. 56. To The Secretary to Government in the Judicial Department.—

Sir,

Transmitting with the Courts recommendation an original letter from the Magistrate of Masulipatam forwarding an account particular of charges incurred for making Iron hand cuffs.—

12th January 1846. Sent with a letter No.

No. 60. (No. 6.)

To The Secretary to Government in the Judicial Department.—

Sir,

1. I am directed by the Court of Tovjdaree Udalut to forward to be laid before the Most Noble the Governor in Council the annexed transcripts of two communications from the Sessions Judges of Honore, submitting for sanction an estimate of probable expense for making iron tools for the use of the Prisoners working on the roads at Honore.—

2. The Judges beg to recommend that the sanction of Government may be granted for the disbursement for the purpose stated of the sum of Rupees 151-5-2 (one hundred and fifty one, Annas five and Pice two.—

I have the honor to be &c.

13th January 1846.— (Signed) H. D. Phillips.
Register.—

2d November and 4th Ultimo.

No. 62. To (No. 7.)

The Secretary to Government

in the

Judicial Department.

Sir,

I am directed by the Court of Pondicherry Adalut to state for the information of Government that there are at present 3 Nuzeegahs,

Mandesitty Vencatramoodoo alias Vencatanarroo,

and

Sheik Ratee Sitchegandoo

x Convicts awaiting execution of their sentences of transportation and to suggest that they be invited for their passages to Singapore.—

I have the honor to be,

Sir,

Your Most Obedient Servant,

(Signed) F. Q. Phillipps.

Registrar.

14th January 1846.—

To,

No. 63. To, (No. 8.)

The Secretary to Government in the Judicial Department.

Sir,

1. In reply to the observations of the Most Noble the Governor in Council contained in the Extract Minutes of Consultation dated 23d Ultimo, No. 942, regarding the answer given by this Court to a reference from the Agent to the Governor in Vizagapatam, whether a party guilty of perjury before the Agent or his Subordinates, could be indicated for it, if the Functionary before whom the perjury occurs, is holding his Court without the Tracts under his Special jurisdiction as Agent.—

2. I am desired by the Judges to submit for the information of the Government, a transcript dated 25th June 1845. of the communication from the Agent to this Court on which the opinion adverted to would seem to have been recorded and by which it will be observed that a case is therein represented different apparently from that which has been laid before the Government.—

3. The Judges observe that by a perusal of the Agents address to themselves on the subject of the perjury, an impression arose in their minds that

that it had been committed in a territory in which the Assistant Agent referred to, had no jurisdiction - and it consequently appears necessary they submit that the Court should receive further information before finally replying to the requisition now addressed to it, for this purpose it may perhaps be considered expedient to furnish the Court with a copy of the letter from the Agent to which the Extract from the Minutes of Consultation adverts.-

14th January 1846. (Signed) H. D. Phillips.-

To,
Register.-

No. 64. The Sessions Judge of Chucdacole.-

Transmitting copy of an Extract from the Minutes of Consultation dated the 2nd Instant, admonishing and warning Mr. Glass relative to the defects and irregularities in his proceedings in a case of Murder.-

14th January 1846. (Sent usual letter No.)

No. 65. To,
The Session Judge of Chittoor.-

Sir,

1. In reply to your communication under date the 29th Ultimo submitting copies of two Medical Certificates received from the Zillah

Surgeon No. 13 of Southern Division of Sessions Court of Chittoor.- regarding the state of health and behaviour of Nagummay prisoner in the case noted in margin.-ally.-

2. I am directed to inform you that under the circumstances represented in the communication of the Zillah Surgeon the Judges do not consider themselves justified in ordering the release of the prisoner therein referred to and accordingly direct that she be detained in custody, & report upon her conduct being periodically submitted to the Fouzdaree Adalut.-

14th January 1846. (Signed) A. F. Arbuthnot.-

No. 70 To,
Head Asst. to the Register.-

The Session Judge of Trichinopoly.-

Sir,

1. With reference to your communication under date the 6th Ultimo in which you desire to be favored with the instructions of the Court regarding the case of a prisoner 70 years of age who had been forwarded to the Jail under your charge under sentence of imprisonment with hard labour in irons, but positively refuses to work.-

2. I am directed to inform you that

owing

owing to the extreme age of the individual
referred to in your communication under ac-
knowledgment the Judges are of opinion that the
portion of the sentence passed upon him
awarded labor cannot be executed they are
further of opinion that no evil consequences
are likely to arise from a release from labor
which under the peculiar circumstances of the
case appears absolutely indispensable.-

15th January 1846.- (Signed) A. J. Robertson
Sessions Judge.

No. 78. To,

No. 64

The Sessions Judge of Shiregalpoor.

Transmitting copy of one to the
Government dated the 2d Instant ordering the
Board to cause the Indent for certain articles
required for the use of the Jail at Cuttack
to be complied with.-

17th January 1846.- (Countersigned) Letter No.

65 No. 79. To,

The Magistrate of Madura.

Sir,

In the absence of the Sessions Judge I
am instructed to return the accom-
panying communication noted marginally with reference to the
removal therefrom of such parts of the Jail as

From Magte of Madura
To Sessions Judge dated 13th March 1845.-

Zillah Madura

are reflect on the general conduct of the Sub: Collector
and Joint Magistrate, Mr. W. Elliot, which in
the opinion of the Judges do not properly
appertain to a report on the police and
criminal operations of the Half year sub-
mitted through the Sessions Judge to this Court.-

2. The Judges beg the Report may
be returned to them in an amended form with
the least possible delay.-

17th January 1846.- (Signed) H. D. Phillips.-
Register.-

No. 80. To,

The Subordinate Judge of Cuttack.-

Sir,

I am desired by the Judges of the
Toujdaree Adalut to return your letter of the 3d
Instant in view to its being amended in con-
formity with existing rules, so as to shew from
whom the Enclosures proceed and for what
purposes the articles referred to are required.-

I have the honor to be &c.

17th January 1846.- (Signed) H. D. Phillips.-
Register.-

To,

No. 619. Offe
dated 16th Jan 1846.-

Toujdaree Diary 17th January 1846.

To, The Sessions Judge of Salem.

Sir,

1. In reply to the suggestion by the Magistrate of Salem communicated in your letter dated the 27th ultimo, that in future the Judge of the Zillah should be required to prepare the statements to be submitted to Government under Circular Order No 1795.

2. I am directed to intimate to the Judges of the Toujdaree Adalut, that they appreciate the grounds on which the Magistrate proposes, both because, for other reasons, it is desirable to know what the Heads of Police may not transmit to the criminal authorities, and because the Judges do not think the duty a very onerous one which imposes on the establishment of the Magistrate the necessity of keeping a list of the cases forwarded to the Subordinate Judges Court by the several Heads of Police.

17th January 1846.

I have &c
(Signed) H. D. Shuttleworth
Register.

Copy of the above letter sent to the Sessions Judge of Salem with reference to paragraph 2 of the letter dated 30th Inst.

Shuttleworth

83.

Toujdaree Diary 19th January 1846.

To,

No 9.

The Secretary to Government in the Judicial Department.

Sir,

1. I am instructed by the Judges of the Toujdaree Adalut to represent for the consideration of the Most Noble the Governor in Council, that their attention has been attracted to the inconveniences and probable injustice likely to arise from the employment by Sessions Judges of minimum number of Assessors and Jurors authorized under the provisions of Section XXXII, Act VII of 1843; as also to the necessity of measures being adopted for prohibiting Sessions Judges from associating with themselves in either of the above mentioned capacities, the Vakeels or ministerial subordinates of the Courts established at the station of the Sessions Courts.

2. The points adverted to appear prominently in the criminal trials of the Sessions Judge of Combaconum who almost invariably has disposed of cases committed to his Court with the assistance of only two Jurors; and it is observed that these individuals are very generally Pleaders

of

of the Sessions Judge's own and the other Court at Combaconum. It being further remarkable the records of the Foujdaree Adawlut do not exhibit in any single instance a difference of opinion regard to the merits of the trial at which may have existed, between the Sessions Judge the Jurors whom he has associated with him

3. With the exception of the Judge of Combaconum, occasionally the Sessions Judge of Mangalore, and in one instance recently the Judge of Cuddapah, neither Judges nor Juries availed themselves of the permission to sit with the assistance of a Mahomedan Law Officer which is granted by Act VII of 1843. Court have consequently been precluded forming an earlier estimate of the effects of innovation introduced by that act with the

4. They do not, however, hesitate to state the opinion that so small a number as two Assessors or Jurors, may have a tendency to give rise to ends of Justice and more especially in number be selected from among those Pleaders whose prospects and position

to which they are attached may obviously be affected by the consideration shown them by the Judge of the Session Court.-

5. The Court would at once direct that the number of individuals to be associated with a Session Judge under Section XXXII, Act VII of 1843, should not be less than five; but they find themselves precluded from issuing orders to that effect by the terms of the Section; which it will be observed also interferes by its comprehensive wording, with the view of the Court in respect of the employment of Pleaders and Vakeels servants in the disposal of Criminal trials.-

6. The Judges therefore have deemed it advisable to bring the subject to the notice of Government in the hope that means will be taken either to carry out the views of the Court by the aid of a Legislature Enactment or by such other measures as the Most Noble the Governor in Council may consider more expedient or advisable for effecting the desired purpose.-

19th January 1846.- Signed T. D. Phillips.-

Registor.-

To

No. 88.

To,

The Secretary to Government with the
Judicial Department.

Sir,

Transmitting with the Court's recommendation an original letter dated the 7th Instant from the Sessions Judge of Masulipatam and upon the Commissary of Ordnance at that Station for sanction.—

20th January 1846.

(Sent with said letter.)

No. 92.

To

The Sessions Judge
of
Masulipatam.

Sir,

The Statement shewing the number of cases forwarded to the Criminal Court by the Head of Police, required by Foujdaree Circular Order No. 175, not having as yet been received for the 1st half of 1845; I am directed by the Judges of the Foujdaree Adalut to desire you will transmit it without further delay, prepared in the form annexed with this Court's letter dated 3d November last.

I have the honor to be,
Sir,
Your most Obedient Servant.
(Signed) H. D. Phillips.
Register.

The same to the Sessions Judge of Cuddapah Trichinopoly and Salem.—

last.—

I have the honor to be &c.
(Signed) H. D. Phillips.
Register.—

22 January 1846.—

No. 93.

To,

The Acting Sessions Judge of
Calicut.—

Sir,

I am directed by the Judges of the Foujdaree Adalut to call your attention to this Court's letter of the 3d November last, returning for amendment the Statement shewing the number of cases forwarded to the Criminal Court by each Head of Police for the 1st half of 1845, and to desire you will transmit the Statement without further delay.—

I have the honor to be,
Sir,
Your Most Obedient Servant.
(Signed) H. D. Phillips.
Register.

22nd January 1846.—

Memorandum

8 Printed forms of the half yearly Criminal Statement No 4 forwarded to the Sessions Judge of Tellicherry with reference to his letter dated the 5th instant.

By order of the Court of Fouydaree Adalut.
22nd January 1846. Signed W. D. Phillips
Register.

Memorandum

40 Printed Calendars forwarded to the Sessions Judge of Chittoor with reference to his letter dated the 7th instant.

By order of the Court of Fouydaree Adalut.
22nd January 1846. Signed W. D. Phillips
Register

No 12

To,

The Secretary to Government
in the Judicial Department

Sir,

In acknowledging the receipt of the order of Government requiring the issue by the Judicial Department of instructions for the detention at Paumban of the Convicts employed there, consequent on a recommendation to that effect from the Chief Engineer.

Sam

3d. Dect. 1845. 2

I am desired by the Judges of the Fouzdaree Udalut to report that on the November last, orders were transmitted to authorities in Zillah Madura, for the with- of the convicts in question from Paumbum -mute being at the same time made for distribution amongst the Jails to which o- nally they belongd.

3 The Judges beg to add that the - thus taken, had reference generally to the - tions of the Honorable Court of Directors co- Dated 14th Septr. 1845 ed with the order of Government for the - to withdraw to their respective Jails, all pr- of convicts working at a distance from th- but particularly to the specific instructio- 6th Septr. 1846 contained in the Extract from the Minut- No. 653 of Consultation noted marginally, prom- 16th July 1845 No. on a representation from this Court regard- certain gross irregularities, including robber- which had been committed by the Convi- themselves who were at that time in confine- at Paumbum and which the Governme- considered attributable to the very lax and discreditable system of control there prevail-

4 The further directing enquiry into the

4th Novr. 1845. robberies which the Government finally ordered, has been entrusted to the Subordinate Judge of Madura, the Magistrate of the District, Mr. 4th Septr. 1845. Blackburne, having shown to the satisfaction of the Court, that, consistently with the interest of the public service, it could not be conducted by himself there being no covenanted Assistant under his orders; as yet the result of the Subordinate Judge's investigation has not been communicated to the Fouzdaree Udalut. It is, however, understood by a letter to the Court from the Magistrate of Madura, dated the 12th Ultimo that on that date, not one of the convicts had been removed from Paumbum, owing to the Subordinate Judges enquiry being still in progress under the conduct of one of the local Heads of Police.

5 Under these circumstances it will be observed that the permanent detention at Paumbum of the Convicts as now ordered may be effected without any difficulty; but advert- -ing to the apparent originated cause of the resolution of Government to discontinue their employment at a place where it is, obvious, the

requirements

requirements of Jail discipline have not actually been secured, the Judges have instructed me respectfully to state that they deem it advisable to solicit the further instructions of the Most Noble the Governor in Council.

23d January 1846 (Signed) H. D. Pa
Registrar

No. 113. To

The Subordinate Judge of
Combaconum

Sub. J. of Chittoor
Dep. J. of Tinnevelly
" Coimbatore
" Trichinopoly

Sir.

I am instructed by the Foujdaree to inform you, that under instructions from Government the transfer of Convicts from Paumben referred to in the Courts proceedings dated November last, will not at present be carried into effect.

In reply to your letter of the 27th ult. to Tinnevelly last, I am further instructed to state that the Judges see no objection to the transfer of Convicts to be employed at a distance from the Jail under the Superintendence of the Magistrate.

23d January 1846. (Signed) H. D. Pa
Registrar

No. 114. To

The Subordinate Judge of Madura

Sir,

1 Adverting to the orders of the Foujdaree Adalut contained in their Proceedings of the 15th November last, Para 1 requiring you personally to conduct an investigation into certain irregularities including robberies committed by the Convicts employed on the works at Paumbum, I am desired to intimate for your information and communication to the Magistrate that under instructions from Government dated 22d Instant, it will not at present be necessary to carry into effect the order directing the removal of the Convicts from Paumbum to their respective Jails.

2 The Judges, however, have instructed me to express their satisfaction at your omission, up to the present time, to report what progress has been made to the enquiry entrusted to you, or what may have been its result; and also to state that they were astonished to learn from the communication dated 12th Ultimo addressed by the Magistrate of Madura to this Court that up to that date not one of the Convicts had been removed from Paumbum in consequence of your conducting the preliminary enquiries into the Jail Crimes through one of the Magistrates Head of Police.

The

3. The Judges direct me to point your attention to the tenor of their Proceedings dated 15th November which most clearly show that in consequence of the Sp.n Assistant not being available, the investigation directed by Government was committed to you individually, and you can justify to a native Police officer of any rank a duty thus specifically devolving on yourself, and the Judges to be altogether unaccountable and they therefore await any explanation you may have to offer, minding that the contemplated passage through the Counts in question, afforded so ready a means of making the needful investigation that he was ordered out to you for adoption.

23d January 1846. (Signed) H. D. Phillips Register

No 115. To The Magistrate of Madura

Sir,

Adverting to your letter dated 12th Ultimo stating that it appears to you the Court have in their Proceedings of November 1845 directed the distribution of the Convicts sent to the different Jails under guard of proper instruments.

2. I am desired by the Judges of the Foujdaree Adawlut to thank you and to intimate that the distribution to which you refer, was ordered on reference to a return of Convicts submitted by yourself to the Sessions Court of Madura under date the 3d last, but that as the Government have now directed further detention at Pamben of the Convicts in question no fresh distribution seems to be called for.

23d January 1846 (Signed) H. D. Phillips Register

Fd. 12th Inst. to intimate 15th Novr 1845.

No 127. To The Sessions Judge of Chingleput

Transmitting copy of an order of Government dated the 17th Instant authorizing the Sessions Judge of Chingleput to forward the Convict Ramasawmy to the Eye infirmary at Madras.

26th January 1846. (Sent usual letter No)

No 129. To The Principal Sudr Ameen of Ichapoor

The annual Jail return for 1845 submitted with your letter of the 9th Instant is herewith returned, because the aggregate of Prisoners entered in Column 11 does not correspond with the entry in Column 2, and the Column 12 and 15 are not filled up.

You are therefore requested to furnish an amended statement by return of Tappal.

27th January 1846. (Signed) H. D. Phillips Register

To

No 132.

To,

The Magistrate of Salem

Sir,

1. In acknowledging the receipt of your letters dated 11th and 14th Instant, reporting the escape from the Jail at Dharampoory of 2 Convicts.

2. I am desired to communicate to you the opinion of the Foujdaree Udalut that under the circumstances of aggravation attending the escape it was your duty at once to have proceeded to the spot, personally to ascertain by careful investigation the origine of such an unprecedented occurrence as the rise of 20 Prisoners out of 26 against a guard of 16 armed prons. the remainder being that 26 Prisoners made off, and effected their escape from the Jail at Dharampoory of 2 Convicts.

2. I am desired to communicate to you the opinion of the Foujdaree Udalut that under the circumstances of aggravation attending the escape it was your duty at once to have proceeded to the spot, personally to ascertain by careful investigation the origine of such an unprecedented occurrence as the rise of 20 Prisoners out of 26 against a guard of 16 armed prons. the remainder being that 26 Prisoners made off, and effected their escape from the Jail at Dharampoory of 2 Convicts. Of course, duties of so much importance prevented your own attention being given to tracing the causes of an event so discreditable to the discipline and management of a Jail under your Magisterial charge; the Judges direct me to state, that at the least, it was most obviously incumbent on you to have deputed for that purpose one

one of the Subordinate European Officers of your District; and they beg you will now without any delay adopt one of the courses above indicated and submit a report in detail of the result of the enquiries which it will be necessary to institute that which is now before the Foujdaree Udalut being meagre and unsatisfactory.

28th January 1846. [Signed] H. D. Phillips
Register

No 145.

To,

The Sessions Judge of Chicacole.

Sir,

I acknowledging the receipt of your letter of the 14th Instant reporting that the prisoner Shaik Madunah had on his way to Madrasah Vellore, contrived to escape from his guard and had destroyed himself by throwing himself into a well. I am directed by the Court of Foujdaree Udalut to request you will report whether any enquiry has been instituted into the conduct of the guard under whose charge the deceased was placed and if so whether any misconduct or neglect of the necessary precautions for the safety of the prisoner has been established or is chargeable against

against them.-
29th January 1846.-

No 146. To

The Magistrate of Masulipatam.-

Transmitting copy of an order of
Government dated the 20th Instant sanctioning
sum of Rupees 126-8-- incurred by the Magistrate
of Masulipatam for making iron hand cuffs.-
29th January 1846.-

No 147. To,

The Sessions Judge of Canara.-

Transmitting copy of an order of
Government dated the 20th Instant authorizing
the disbursement of Rupees 154-5-2. for the
use of the prisoners at Honore.-
29th January 1846.- (Continuation Letter No)

No 153. To, The Sessions Judge of Mangalore.-

Sir,

I am directed by the Judges of the
Foyidaree Udalut to return the annual Jail Return
for 1845, submitted by you under date the 16th Instant
because the entry under the heading "men," in Column
10, appears incorrect, and because the aggregate of
prisoners

prisoners in Columns 11 and 12 does not correspond with
the entry in Column 2, and to desire that you will amend
the Statement, and retransmit it without delay.-

Three Copies of the printed forms of
the above Statement are herewith forwarded for the use
of your Court.-
30th January 1846.- (Signed) H. D. Phillips
Register.-

No 154. To,

The Subordinate Judge of Bellary.-

Sir,

I am directed by the Judges of the
Foyidaree Udalut to return the annual Jail Return
for 1845, submitted with your letter of the 17th Instant,
because the aggregate of prisoners in Column 7, as
also the aggregate of those in Columns 11 and 12, does
not respectively correspond with that in Column 2, and
because the entry under the heading "ones," in Column
10 appears incorrect, and to desire that you will amend
the statement, and retransmit it without delay.-

Three copies of printed forms of the
above Statement are herewith forwarded for the use
of your Court.-
30th January 1846.- (Signed) H. D. Phillips.-
Register.-

To

Toujdaree Diary 30th January 1846.

No. 155.

To,

The Subordinate Judge of Chittoor

Sir,

1. Adverting to your letter dated 3rd inst. forwarding an indent for Baskets required for the use of the Convicts detached from the Jail under your charge, who are now employed at Ghaut

2. I am desired by the Judges of the Toujdaree Udalut to request you will, if you arrangement be practicable, supply the number of Baskets required, from those which are believed are manufactured by prisoners in the Zillah Jail at Tchittoor, and debiting the value in the usual monthly statement, and charging in the Contingent expenses of the Subordinate Court the small amount likely to be disbursed in conveying the baskets to Ghaut

30th January 1846.—

No. 156.

To,

The Acting Subordinate Judge of Cuddapah

Sir,

1. With reference to your endorsement dated the 7th Instant submitting for sanction a statement of sums disbursed during the 4th Quarter of 1845 for the children of prisoners confined in the Jail under your charge

2. I am directed to inform you that before

Toujdaree Diary 30th and 31st January 1846.—

of this application the Judges of the Toujdaree Udalut require to be furnished with a more satisfactory explanation of the circumstances under which the children referred to in your communication were admitted into the Jail; the admission on the same date of six children belonging to the prisoners in one single case being in the opinion of the Court strongly indicative of remissness on the part of the Local Police who should not have permitted them to be forwarded with the prisoners to the Criminal Court.—

3. I am also instructed to request that you will ascertain in communication with the Acting Magistrate (to whom you will be pleased to apply for the explanation above required) whether the children cannot now be forwarded to their relatives.—

No. 167. 30th January 1846.— Signed J. J. Arbuthnot.

To The Sessions Judge of Masulipatam.— Actg. Register.

Sir,

In Udalut No. 96.

Adverting to the Circular Order noted marginally, I am directed by the Judges of the Toujdaree Udalut to return to you the Indent which accompanied your communication of the 24th Instant, and to request you will cause an additional column to be inserted therein shewing when the articles indented for were declared to be unserviceable and under what circumstances they became useless.—

31st January 1846.— Signed H. D. Phillips.—

Register.—

No 154

No 155.

No 156.

No 174 To,

The Session Judge of Masulipatam.—

Transmitting copy of an order of Government dated the 24th Ultimo ordering the Military Board to cause the Indent for certain articles required by the Session Judge of Masulipatam to be complied with.—

2nd February 1846.— (Sent Annual Letter No 1)

175 To,

The Session Judge of Guntoor.—

Sir,

I am directed by the Judges of the Toujdaree Adalut to return to you the Indent for a light musket which accompanied your communication of the 15th Ultimo, and to direct your attention to the order of Government noted in the margin, which shews that applications for fire arms should be made to the Magistracy of the Districts.

2nd February 1846.— (Signed) H. D. Phillips Registrar.—

November official page

176 To,

The Session Judge of Trichinopoly.—

Sir,

I am directed by the Judges of the

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Foujdaree Letters Dispatched

No.

Foujdaree Diary 2nd February 1846.

No. 177. To,

The Subordinate Judge of Bi

Sir,

1. Adverting to the return sub
by you on the 22nd Ultimo to this Court
dated the 10th January, enumerating
of the Foujdaree Undertrials on the Crimina
for the month of December 1845.

2. I am desired to point out
the purposes of record, it would be
sufficient had the endorsement

No. 156.

Foujdaree Diary 2nd February 1846.

urn to the Receipt of the
. under date the 10th
uary 1846 conveying
orders of that Court
e Criminal Reports
the month of
ember 1845."

Returned questions have been worded as in the margin, that which has been entered being, in fact, nothing more than a transcript in a different person of the several orders conveyed to you, which it was not necessary to specify in detail.-

2nd February 1846. (Signed) H. D. Phillips
Register

No. 178. To,

The Principal Sudr Ameen of
Vizagapatam.-

1. The annual Jail Return for 1845 submitted by you under date the 31st December last, is herewith returned in order to your explaining with reference to the Amount entered in Column 16, why so large a sum as Rupees 1-11-7 per each Prisoner for a week, has been expended while it is observed in similar Statements from other Courts, that the whole expence for a prisoner including subsistence and cost of Guard, amounts only to about 12 Annas a week.

2. Adverting to the entry in Column 18, you are further required to explain under what circumstances the Prisoners are employed on work from 8 A.M. to P.M. without an interval of rest.-

3. Three Copies of printed forms of the Statement in question are herewith sent for the use of your Court.

2nd February 1846. (Signed) H. D. Phillips
Register

No. 179. To, The Magistrate of Bellary.

Sir,

I am directed by the Judges of the Tonjidaree Adalut to transmit herewith the accompanying Descriptive Roll of a Prisoner named Ramachendra, who was sentenced by the Court of Tonjidaree Adalut on the 28th April 1836 in Case No. 27 of the Bellaree Calendar for the 2nd Session of 1835, to transportation for life, and who is reported to have absconded from the Jail of Mergui in the Tenasserim Provinces on the 4th December 1845, in order that should he make his appearance in your District, measures may be taken for his reapprehension.-

2d February 1846. (Signed) H. D. Phillips.

Registar.-

No. 180. To, The Magistrate of Nellore.-

Sir,

1. In reply to your letter dated the 17th Ultimo recommending the grant of a pecuniary reward to two persons who pursued certain thieves and recovered from them a portion of the property they had stolen.-

2. I am directed to communicate the opinion of the Tonjidaree Adalut that under the circumstances represented, it is not desirable to address the Government for authority to make a special grant to the individuals in question, who, however, may be remunerated; the Court observe, to the extent proposed by yourself, under the opinion declared in this Court's Circular Order No. 53.-

2d February 1846. (Signed) H. D. Phillips

Registar.-

No. 186. To, The Sessions Judge of Tellicherry.-

Sir,

1. I am directed by the Judges of the Tonjidaree Adalut to return the Statements No. 1 and 2 submitted by you for the 1st half of 1845 because they do not exhibit the information required by the Circular letters noted marginally and to request that you will retransmit the above Statements without delay after having the omission supplied.-

9th January 1841
12th April 1843.

2. It will be observed that the above omission is owing to the Statements having been prepared in the Office of the Joint Magistrate for the portion of the District of Malabar which is under the jurisdiction of your Court, instead of in that of the Magistrate whom you will now be pleased to call upon to furnish you with similar Statements from his own Office for the period in question and for the future.-

3d February 1846. (Signed) H. D. Phillips

Registar.-

No. 192.

Foujdaree Diary 4th to 5th February 1846.

Memo:

8. Printed forms of the Half yearly Criminal Statements forwarded to the Sessions Judges of Chittagong with reference to his letter Dated the 23d Ultimo.

By order of the Court of Foujdaree Adawlut

4th February 1846.

(Signed) H. D. Phillips

Registrar.

No. 193.

To,

The Sessions Judge of Dinagepore.

Sir,

1

I am directed by the Judges of the Foujdaree Adawlut to return the annual Jail Return for 1845 prepared by the Sudder Ameen at Dinagepore and submitted by you under date the 22d Ultimo in view to the errors therein pointed out being rectified and the following observations.

2

The Columns 9 of the Statement 6 prisoners are entered as the greatest number of prisoners at one time; whereas the Column 2 shows that there were 9 Prisoners in the Jail at the end of the year 1845. This latter number should be entered as the greatest no. of those had not been at any one time during the year, or number of Prisoners greater than that.

3

The sum entered in Column 16 as the monthly expenditure for a prisoner is the Court think too high. It is incorrect. The excess appears in the Pay of Peons; by the Sudder Ameen having monthly entered the whole salary of the Peon for a week, instead of taking only a portion of it on the average no. of prisoners who were guarded by those Peons.

4.

With reference to the salary in Column 10 the Judges observe that the 97 hours for which the prisoners in the Jail at Sherpore are employed on work, is greater than the working hours prescribed in any other Jails.

5

Three Copies of printed forms of the Statements under reference are sent herewith for the use of the Sudder Ameen Books to be

5th February 1846.

(Signed) H. D. Phillips

Registrar

No. 194.

To,

(No. 74.)

The Secretary to Government in the Judicial Department.

Sir,

1.

I am directed by the Court of Foujdaree Adawlut to transmit the accompanying Descriptive Roll received from the Magistrate of Salem of 26 Convicts who effected their escape while at work on the Tank bank at Soogatoor on the 9th ultimo, and to request you will obtain the permission of Government for its publication in the Official Gazette.

2.

With reference to the annexed transcript of a letter from the Magistrate dated the 22nd ultimo, the Judges have directed under the circumstances of aggravation therein represented that the sum affixed as the proposed reward for the apprehension of the Prisoners noted marginally, be altered from 25 to 100 Rupees for which latter sum the authority of Government is respectfully requested.

Shimandeel

(Signed) H. D. Phillips

Registrar

5th February 1846.

To,

No 199. To,

The Sessions Judge of Cuddalore.

Transmitting copy of a letter from the Secretary to the Board of Revenue in the Department of Public Works communicating the sanction of Government to the estimate amounting to Rupees 87-- for erecting wards and a solitary cell for Europeans in the Jail at Cuddalore.--

6th February 1846.-

No 201. To,

(15.)

The Secretary to Government

Sir,

Judicial Department

I am directed by the Judges of the Foujdaree Adalut to transmit to you for the Most Noble the Governor in Council the accompanying copy of a letter dated the 6th instant from the Sessions Judge of Tellicherry requesting sanction and estimate for the erection of 8 Carts for the use of the Convicts in the Tellicherry Jail, and an Indent for 1920 lbs of iron.-

2. Adverting to the 4th para of the letter submitted in the above mentioned case

Judges beg leave to recommend that sanction be granted for the disbursement by the Sessions Judge of Tellicherry of Rupees 258-15-9. for the construction of 8 Carts; and that the Military Board be requested to pass the Indent in view to the articles therein specified being supplied.-

7th February 1846.- (Signed) H. D. Phillips,

Registered.-

No 217. To,

The Subordinate Judge of Salem.-

Sir,

I am directed to acknowledge the receipt of your letter dated the 31st Ultimo, and in reply to inform you, that under the authority vested in them by the order of Government dated 28th July 1843, the Judges of the Foujdaree Adalut, sanction the Indent for articles required for the use of the Convicts in your Jail amounting to Rupees (30-....) thirty.-

Forth Saint Gazette 1688.-

10th February 1846.- (Signed) H. D. Phillips.-

Registered.-

218. To,

The Sessions Judge of Honore.-

Sir,

In reply to your letter of the 17th January 1846 soliciting the instructions of the Court as to whether

whether it is sufficient to report your visit
the Jail at Seray in the annual Sessions Re
or whether it is necessary that each visit
be reported immediately. I am directed by
Court of Tuyjdaree Udalut to inform
that it is necessary that the date of you
departure on each visit to the Jail at Seray
be immediately reported to the Tuyjdaree
as well as the date of your return to you
but that the result of your visit should
a subject of report in your annual Sessions
any subject requiring immediate attention
being brought to the notice of the Tuyj
Court in a separate communication.

10th February 1846. [Signed] T. Clarke.
Senior Deputy Reg

No. 224.

Memo

Returned to the Sessions Judge
Manulipatam in view to the endorsement
amended in this Office, with reference to
Order of Government dated 2 August
ed in the Official Gazette of the 12th

No. 180.

1842 Page 619.-

By order of the Court of Tuyjdaree Udalut.-
11th February 1846.- [Signed] H. D. Phillips.
Regr.

Memo.

3 Dozens of Printed Calendars forwarded to
the Sessions Judge of Tinnevelly with reference
to his official Memo: dated the 3rd Instant.-

By order of the Court of Tuyjdaree Udalut.-
11th February 1846.- [Signed] H. D. Phillips
Regr.

No. 225.

No. 241.

To,

(No. 16.)

The Secretary to Government in the
Judicial Department

Sir,

With reference to the Order of Govern=
=ment dated the 3rd Instant, No. 71, I am
directed by the Judges of the Tuyjdaree
Udalut to submit, to be laid before Govern=
=ment, a copy of the Minute of the 1st Judge
referred to in para: 7 of this Court's Proceed=
=ings under date the 22nd Ultimo, No. 11.

I have the honor to be &c.
14th February 1846. [Signed] H. D. Phillips.
Regr.

To,

Rupees for his capture, does not require modification
16th February 1846. (Signed) H. D. Phillips
Register

No. 254 To,
The Subordinate Judge
of Combaconum

Sir,

I am directed by the Judges of the Court of Fouzdaree Udalut to return the annual Jail Return for 1845, submitted by you under date the 1st Ultimo, because the aggregate of prisoners in Columns 11 and 12 does not correspond with those in Column 2, and to desire that you will furnish an amended Statement without delay, filled up in one of the three printed forms herewith forwarded.

17th February 1846. (Signed) H. D. Phillips
Register

No. 255 To,
The Subordinate Judges
of Calicut

Sir,

I am directed by the Judges of the Court of Fouzdaree Udalut to acknowledge the receipt of your letter dated 27th Ultimo submitting the annual Jail Return for 1845, and to desire that you will explain, with reference to the entry in Column 18 thereof, under what circumstances the prisoners

No. 242 To,
The Sessions Judge of
Tinnevelly.

Sir,

I am instructed by the Judges of the Fouzdaree Udalut to return the original record of the trial referred to in your letter dated 6th Ultimo in view to its retransmission translation in the usual Course.

2. In the event of your finding it impossible with the establishment under your orders to perform the duties required of you, the Judges would suggest the propriety of an application for extra temporary assistance in the department of your Court which your circumstances may be partially sufficient.

No. 18 16th February 1846. (Signed) H. D. Phillips
Register

No. 244 To,
The Sessions Judge of Huddalore.

Sir,

27th and 31st January 1846. With reference to your letters of the dates noted marginally I am desired by the Judges of the Fouzdaree Udalut to request they may be informed whether, as Brad khan appears to have been misapprehended your proportion to offer a reward of 100 Rupees

prisoners in your Jail are employed on work
10 hours in a day.

17th February 1846. (Signed) H. D. Phillips
Register

N°256 To

The Sessions Judge of Tinnevelly

Sir,

1 In reply to your letter dated 31st Ult.
suggesting the appointment of a Committee
to investigate the Criminal Cases now pend-
before the Sessions Court.

2 I am instructed to convey to you the
opinion of the Judges of the Foujdaree Adalut
that they would not be justified in submit-
your proposition to Government with the
recommendation that it should be acted

3 The Judges desire me to point out
that with a press of Criminal Cases before
Zillah Court, it will be your duty to give
that branch of your labors an utmost under
attention for which due allowance will be
in the review of the Court Statements.

4 The Judges also desire me to
that the expression of your readiness to under-

N°182

27th Jan

the right referred to in the last para of your
letter under reply, appears to them to be altogether
premature

17th February 1846 (Signed) H. D. Phillips
Register

(N°17)

N°258 To

The Secretary to Government
in the Judicial Department

Transmitting with the Courts recommen-
dation an original letter from the Sessions Judge of
Masulipatam retransmitting an Indent on the
Commissary of ordnance for arms.

18th February 1846. (Sent Usual letter N°)

N°260 To,

The Magistrate of Tanjore

Sir,

1 I am directed by the Judges of the
Court of Foujdaree Adalut to return the Statement
of Convicts for the 2d half of 1845, submitted by
you under date the 28th Ultimo, and to point out
to you that in the Statement for Nagapatam the
aggregate of the several Columns does not corres-
pond with the number of Convicts in Column 1; that
Column 18 should particularize the number of

Duffadars

Duffadars Saigars and peons instead of shewing only their total; that the Statement should exhibit the date of the authority of Government placing convicts under your Control; and that it is intended that the Statement should exhibit the manner in which the convicts under your charge have been employed at the end of each half year and at the end of every month.

2 You will be pleased to amend the Statement and retransmit it without delay, filled up in one of the four printed forms herewith forwarded.

18th February 1846. (Signed) W. D. Phillips
Register

No 259 To,
The Magistrate of Tanjore
Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of the annual Jail Return for 1845, submitted by you under date the 28th Ultimo, and to request that you will explain, with reference to the entry in Column 18 of the Statement, why the prisoners at Nagapatam are employed on work for so many hours as 9 in a day, and how it happens that the prisoners at Mayaveram are worked from 6 A.M. to 5 P.M.

without an interval for rest.

18th February 1846 (Signed) W. D. Phillips
Register

No 275. Memo.

Returned to the Agent to the Governor of Fort St. George at Kurnool in view to the usual official endorsements being affixed in his office

By Order of the Court of Foujdaree Adalut
(Signed) W. D. Phillips
Register

21st February 1846

No 276 To,
The Principal Sudr Ameen
of Cochin
I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt on the 9th Instant of the annual Jail Return submitted by you for the year 1845, and to call upon you to explain with reference to the entry in Column 16, under what circumstances a cost of Rupees 1-10-2 has been incurred for subsistence and guarding of a single prisoner only for a week.

21st February 1846 (Signed) W. D. Phillips
Register

To,

No 279. To

The Subordinate Judge

of Salem

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to return the annual Jail Return submitted by you for the year 1845, because the aggregate of Prisoners in Column 11 does not correspond with the total in Column 2, and to desire that you will furnish an amended statement filled up in one of the three printed forms herewith forwarded.

2. You are also requested to explain, with reference to the entry under the heading Deaths Column 14, under what peculiar circumstances so large a number of prisoners as 83 died in Jail during the year 1845.

23d February 1846 (Signed) H. D. Phillips
Register

No 280.

Memo:

16 Printed forms of the Half yearly Criminal Statement
16 — 2s — 2d

Forwarded to the Acting Sessions Judge of Salem with reference to his letter dated 11th instant.

By order of the Court of Foujdaree Udalut

23d February 1846 (Signed) H. D. Phillips
Register

No 287. To

The Sessions Judge

of Tellicherry

Forwarding Copy of an order of Government dated 14th Instant sanctioning the estimate for the construction of 8 Carts for the use of the convicts amounting to Rupees 158 15 9.

24th February 1846 (Sent Usual letter No)

No 297. To

W. R. R. Cotton

Communicating Copy of paras of the despatch from the Honorable Court of Directors dated 3d December 1845 No 25 which accompanied the Extract from the Minutes of Consultation dated the 27th January 1846 No 36 relative to the offensive style addressed by him to Colonel Leggatt.

26th February 1846 (Sent Usual letter No)

No 299. To

The Sessions Judge of Chicacole

Sir

I Adverting to your neglect of the order circulated by the Court of Foujdaree Udalut in para: 3 of their letter dated 16th October last, I am instructed

Dated 7th Instt instructd. to return the letter which accompanies the record of the trial in Cust. No 12 of 1845 on the file of the Sessions Court at Chicacole, in order to its resubmission amended in conformity to the rule to which the Court are surprised it should have been necessary to call your attention.

2. You will explain at the same time the cause of your neglect of the rules in question and be careful in future strictly to observe them.

27th February 1846 / Signed / H. D. Phillips
Register

No 304. To

The Sessions Judge of Combaconum

Sir,

I am directed to acknowledge the receipt of your letter dated the 18th Instant, and in reply to inform you that, under the authority vested in them by the order of Government dated 28th Novr 1843, the Judges of the Foujdaree Adawlut have passed the Statement of expenses incurred by the Subordinate Judge in repairing the Fouj. and Pd Jail Shed, amounting to Rupees (8-1-) four, and annas one.

28th February 1846. / Signed / H. D. Phillips
Register

No 1

Vide Fort St. Geo. Gazette Page 1608

2

Memorandum

No 305.

1 Printed form of the Half yearly Labor of Convicts forwarded to the Subordinate Judge of Chittoor with reference to his letter dated the 9th Instant.

By order of the Court of Foujdaree Adawlut.

28th February 1846. / Signed / H. D. Phillips
Register

No 306 To

The Sessions Judge of Tinnevelly.

Sir

I am directed by the Judges of the Court of Foujdaree Adawlut to return the annual Jail Return for the year 1845, because the aggregate of prisoners in Columns 11 and 12 does not correspond with the total in Column 2 and to desire that you will amend the Statement and retransmit it without delay.

28th February 1846 / Signed / H. D. Phillips
Register

No. 502. To

The Subordinate Judge of Bellary.

Transmitting copy of an order of Govern-
ment dated the 24th Ultimo, sanctioning the disburse-
ment by the Subordinate Judge of Bellary of Rupees
200 in the construction of 4 Carts.

1st April 1846. (Sent usual letter No. 1

(No. 31 /

No. 504. To,

The Secretary to Government in the

Judicial Department.

Sir,

I am directed by the Court of Toydaree
to acknowledge the receipt of an Extract from
the Minutes of Consultation dated 20th September 1844
No. 399 desiring the Court to enquire and report whether
the site of the present Jail at Honore has ever proved
particularly unhealthy and to consult the Medical
Board and report whether it might be hazardous to
build on a spot which has been used as a burial ground.-

Letter from Medical Board dated 7th November 1844.
Letter from Joint Judge of Honore dated 13th Feb-
uary 1845 with 3 Enclosures. — 7th April 1845 from
Letters dated 28th March and 3d April 1845 from
Messrs C. and F. Mathby.

2. In reply I am desired to forward to you to be laid before the Most Noble the Governor in Council the accompanying copies of a correspondence noted in the margin.-

From

3 From this correspondence it will be seen
1st that the Medical Board are of opinion that it cannot
not be attended with hazard or detriment to health to
erect a jail on the spot of ground selected by the
Civil Surgeon and which has been used as a burial
ground and 2ndly that the Sessions Judge of Honore is
of opinion that the very great mortality and general
sickness in this jail cannot with justice be attributed
to the present site. Taking the same view as that taken
-ed by the Court in their communication to the Sessions
Judge of Honore of the 9th February 1844 and alluded
to in the 13th parah of their former communication
x 2nd September 1844- Government Mr Lascelles express his belief that the
dread of exposing the convicts to the winds which
during the early part of the day come down the
Ghauts caused the selection of the present site for
the Jail. The new site that on which it is proposed
to build the new Jail, viz Mr Lascelles judgment
objectionable 1st because it is much exposed to the
-arly unhealthy winds above alluded to, and 2nd as
remarked in the Minutes of Consultation the
distance from the Court house is too great.

4. Mr Lascelles' view of the subject

of the present site is confirmed by the concurrent opinion
of the two Mess[rs] Malthy in whose judgment the
Court are led to place much reliance as well from
the experience and practical knowledge which a
lengthened residence in the District of Canara has
enabled these Gentlemen to form into the habits and
constitutions of the people on that coast and the
structure and adaptation of the Jail to the inmates
it was intended to contain as from their known talent
and judgment it is further to be observed that Mr F.
Malthy was for a few months in charge of the Jail.-

5. The figured statements having been drawn up on false principles were returned to the Sessions Judge for amendment as will be seen by the correspondence noted in the margin and the difficulty of obtaining any satisfactory explanation of certain discrepancies has caused the delay which has occurred in the transmission of this report and which the Court of Fort Jaree deplore regret.-

Letter from the Sessions Judge of Honore			dated 13th February 1846 with 3 Enclosures	
Ditto	Ditto	Ditto	dated 26th June 1845.	
Ditto	Ditto	Ditto	dated 5th August 1845.	
Ditto	Ditto	Ditto	dated 13th August 1845 with one Enclosure	
Ditto	Ditto	Ditto	19th September 1845.	
Ditto	Ditto	Ditto	18th October 1845.	
Ditto	Ditto	Ditto	15th November 1845 with one Enclosure	
Ditto	Ditto	Ditto	15th December 1845.	
Ditto	Ditto	Ditto	3rd January 1846.	

6. The figured statements shew that within

3. From this correspondence it will be seen 1st that the Medical Board are of opinion that it cannot be attended with hazard or detriment to health to erect a Jail on the spot of ground selected by the Civil Surgeon and which has been used as a burial ground and 2nd that the Sessions Judge of Honore is of opinion that the very great mortality and general sickness in the Jail cannot with justice be attributed to the present site. Taking the same view as that taken by the Court in their communication to the Sessions Judge of Honore of the 9th February 1846 and alluded to in the 13th parah of their former communication of 2nd September 1844.- Government Mr Lavalles express his belief that dread of exposing the convicts to the winds which during the early part of the day come down the Ghauts caused the selection of the present site for the Jail. The new site that on which it is proposed to build the new Jail, is in Mr Lavalles judgment objectionable for because it is much exposed to the early unhealthy winds above alluded to, and as remarked in the 4 Minutes of Committee the distance from the Court house is too great.

4. Mr Lavalles view of the matter

of the present site is confirmed by the concurrent opinion of the two Messrs Malthy in whose judgment the Court are led to place much reliance as well from the experience and practical knowledge which a lengthened residence in the District of Canara has enabled these Gentlemen to form into the habits and constitutions of the people on that coast and the structure and adaptation of the Jail to the inmates it was intended to contain as from their known talent and judgment it is further to be observed that Mr F Malthy was for a few months in charge of the Jail.-

5. The figured statements

Letter from the Sessions Judge of Honore dated 13th February 1846 with 3 Enclosures
Do Do Do dated 26th June 1845
Do Do Do dated 5th August 1845.
Do Do Do dated 13th August 1845 with one Enclosure
Do Do Do dated 19th September 1845.
Do Do Do dated 18th October 1845.
Do Do Do dated 15th November 1845 with one Enclosure
Do Do Do dated 15th December 1845.
Do Do Do dated 3rd January 1846.-

having been drawn upon false principles were returned to the Sessions Judge for amendment as will be seen by the correspondence notes in the margin and the difficulty of obtaining any satisfactory explanation of certain discrepancies has caused the delay which has occurred in the transmission of this report and which the Court of Foujdaree Adalut regret.-

6. The figured statements shew that within

within the last six years sickness and mortality especially the former have greatly increased in the Honore Jail - but notwithstanding this increase the Court believe that the Jail cannot be considered healthy.

7. From the Table attached to Dr. Ewart's work on the Indian Jails it is observed that in Bengal the average rate of the admissions into the Hospitals of the Jails throughout the Lower provinces was in 1843 134 per cent and the ratio of deaths 9-30 per cent in the upper provinces in the same period the admissions into Hospital were 132 per cent while the deaths were 6-84 per cent. From the same work it also appears that the deaths among the inhabitants of Dindigul and Madura during a year not specified were at the rates of 16 and 11 per 1000.

8. It is further observable that in the Jail in Bengal in the year 1843 did the sickness & mortality prove to be so small as it is in the Honore Jail. Vide Table No.

9. At page 114 of the same work it is shewn that in the Jail at Bentinck where the Jail was considered healthy out of 548 prisoners 29 or 5 per cent were sick.

10. The statements now sent from Honore exhibit the average number of sick during the 9 years from 1836 to 1844 inclusive to be about 74½ per cent per annum and the average number of deaths in the same period to be about 3½

11. The late increase in the sickness and mortality in the Jail has been variously accounted for. Mr. Lascelles the Sessions Judge attributes it to the mode of dieting. The system objected to by Mr. Lascelles is that of cooking rice in large quantities and distributing it among the messes into which the body of prisoners is divided. The ground of Mr. Lascelles' objections to this mode of dieting prisoners viz: the success of the alterations introduced by him in feeding the convicts in the Range Jail already fully before the Government in the correspondence noted in the margin.

Extract Minutes of Consultation 26th June 1845 No 29
Toujdaree Dd. dd. Dated 20th January 1846
Extract Minutes of Consultation 15th February 1846 No 59
T. U. Diary letter to 2nd March 1846.
Dr. do — " 6th April 1846.
Order of Government 6th April 1846.

12. With reference to the Jail at Cuddalore the Court would state for the information of Government that having consulted Mr. Hadwin the Medical officer temporarily in charge of the Jail

Jail and also obtained the opinion of Dr Preston the Civil Surgeon at Cuddalore in regard to the increase of the mortality and sickness in the Jail in 1843 it appeared from their replies that this increase was not attributable to the system of diet formerly pursued nor was it affected by the system introduced by Mr Lascelles they considered it to have arisen at least in part from the causes which produced disease at the same time among the free population Mr Hadwin says "that a great decrease of sickness and mortality has taken place since the 1st half of the year 1843 is very certain and this I attribute to the absence of the epidemic which prevailed during those months not only in Jail but also as I observe from the Hospital returns in old Cuddalore generally. This epidemic was cholera with a concomitant disease in the shape of severe Diarrhœa and from the latter the principle mortality occurred." Dr Preston observes "I do not consider that either the former or present system of diet have had any effect on the health of the Prisoners Cuddalore like every part of the known world has its sickly seasons; and those months that

Tougdaree Diary 2nd April 1846.

that have proved most sickly to the Prisoners, have been so to the native Inhabitants of the Town; and when the Prisoners have been most healthy so also have the Natives of the place, it is therefore certain that neither the former or present system of diet have had any effect on the health of the Prisoners."

The Session Judge Mr Babington

13 has also found the system introduced by Mr Lascelles fraught with so many objections that he has discontinued it and established the system of feeding pursued in Madura.

14. Mr Babington's objections being fully stated in the report required of him under Section XXXVII Regulation VIII of 1802 which has already been submitted to Government with the remarks of the Tougdaree Udalut the Court deem it needless to refer further to the matter here than to observe that the formation of the convicts into messes allowing one fourth at home to cook the food of all the others while the others are at work secures time for the meals being well cooked, as well as for its digestion

Date 30th May 1846.

The inhabitants of upper Balaghat Carnard, and of the country above the Ghauts in general feel a dislike amounting to a fear of the crash and it is observable that when traders or other business draw them thither they make their stay as short as practicable!

17. With regard to these previous the only effectual remedy appears to be to remove them to their native District and the Court will issue the necessary instructions for their removal to the Jail at Seringapatam.

18. The Court concur in the alteration proposed by Mr Sawellin in the 5th and concluding para of his letter to be judicious and desire the Government on a consideration of the plan now submitted by of opinion that it would be advisable to alter the present site of the Court of Toyjdarew Adalut and requests that to call on the Civil Engineer of the Circle for an estimate and plans of the proposed alteration.

Read the above

/ signed / H. D. Phillips

Registr.

2nd April 1846.

No 505. To,

The Sessions Judge of Nellore.

Sir,

Adverting to this Courts Circular Letter dated 2nd May 1845. I am directed by the Court of Toyjdarew Adalut to call upon you to submit without delay such portions of the Magistrates Calendars as may have elicited on the proceedings held on them by you, remarks of any kind; the proceedings of the Sessions Court under date the 31st January 1846. shewing that many of the cases on the above Calendars, have been remarked upon.

2d April 1846. / Signed / H. D. Phillips

Registr.

No 506 To,

The Session Judge of Combaconum.

Sir,

I am desired by the Judges of the Toyjdarew Adalut to bring to your notice the defective endorsement on your return dated the 17th Ultimo as noted in margin.

/ Signed / H. D. Phillips

Registr.

To.

Ref. to the precept of the under date the 9th March directing that in accordance ther. recommendations gate the sentence in favor of and 2d Prisoners in case Nos. 11

2d April 1846.

No. 507. To

The Sessions Judge of Chicacole.

Sir,

1 Adverting to my letter dated 24th Ultimo. I am directed by the Court of Foujdaree Adalut to return your Communication of the 19th received on the 30th idem and the Criminal Statements Nos. for the second half of 1845 therewith submitted in order to the Sessions Reports being blended with the reports to be submitted under Circular Order dated 16th November 1829 B and forwarded to this Court with as little delay as possible.

2 The Statements submitted under Circular Order No. 5 not being prepared according to the forms furnished in my Communication of the 5th November last, they are also returned herewith, with a request that you will furnish without delay fresh statements in the prescribed forms.

2nd April 1846. (Signed) H. D. Phillips
Register

No. 508.

Memo.

2 Printed forms of the Half yearly Criminal Statement No. 2.
2 do. of the do. do. 3.
2 do. of the do. do. 5.
5 Dozen printed Calendars.

Forwarded to the Sessions Judge of Chicacole with reference to his letter dated the 26th Ultimo.

By Order of the Court of Foujdaree Adalut.

2nd April 1846. (Signed) H. D. Phillips
Register

* In two parcels.

No. 509.

Memo.

2 Printed forms of the Half yearly Criminal Statement No. 3.
7 do. do. of the Supplemental Report.
7 do. do. of the Monthly Criminal Report No. 5.

Forwarded to the Principal Sudder Ameen of Cuddalore with his reference to his letter dated the 27th Ultimo.

By Order of the Court of Foujdaree Adalut.

2nd April 1846. (Signed) H. D. Phillips
Register.

No. 510.

Memo.

6 Printed forms of the Half yearly Criminal Statement No. 1.
6 do. do. of the do. do. do. 2.

Forwarded to the Acting Agent to the Governor of Fort Saint George at Vizagapatam with reference to his letter dated the 20th Ultimo.

Printed forms of the Statements of crimes and Misdemeanors, and Petty offences Nos. of the separate Kinds are not furnished there being none in Store at present.

By order of the Court of Foujdaree Adalut.

(Signed) H. D. Phillips
Register.

2nd April 1846.

Ja

(No 32)

No 519. To

The Secretary to Government in the Judicial Department.

Sir,

With reference to the Extract from the Minutes of Consultation dated 24th January last, No 35, I am desired by the Judges of the Tanjore Adalut to transmit to be laid before the Most Noble the Governor in Council, the accompanying copy of a letter Dated 7th March 1846. Mr. C. R. Baynes Acting Sessions Judge of Chingleput stating the circumstances which prevented the introduction of a specimen of the bread sold in the Jail at Cuddalore when he was employed as Criminal Judge at that Station.

3rd April 1846. (Signed) H. D. Phillips Register

No 520. To

The Session Judge of Salem

Sir,

With reference to the Circular Order noted in the margin I am directed by the Court of Tanjore Adalut to return to you the Session Report for 1845 and its enclosures submitted with your letter of the 15th Ultimo and the half yearly Statement with its enclosures submitted by you for the last half of 1845 on the 20th following, in order to the Session Report being thanked with the Report submitted under Circular Order No 165 dated 30th April 1845.

2. You are further requested to explain your non-compliance with Circular Order No 165 dated 30th April 1845 in submitting the Session Report for 1845 and its enclosures, and the half yearly Statement for the last half of 1845 after the expiration of the period prescribed by Circular Order No 165 dated 30th April 1845.

3. You are also requested to explain why you have not complied with Circular Order No 165 dated 30th April 1845 in submitting the Report for the 2nd half of 1845 and its enclosures, in view to their being made one as required by Tanjore Adalut Circular Order No 165 dated 30th April 1845, and resubmitted without delay together with the annual report of the Magistrate, and such portions of the Magistrates quarterly Calendars which have been laid before you as may have elicited remarks in the Session Courts.

4. You will at the same time be pleased to send up the Statement required by Circular Order No 175, the practice of forwarding periodical Reports at intervals having been objected to by the Judges of this Court who desire you will explain your omission to conform to the Rule laid down in a Circular Order of so recent a date as that of No 165.

3rd April 1846. (Signed) H. D. Phillips

Register

Memo

No 521. To The Session Judge of Tinnevelly

Sir,

I am desired by the Judges of the Tanjore Adalut to return to you the Criminal report and its enclosures, for the 2nd half of 1845, as in the absence of the particulars required by the Circular Orders noted marginally, it does not appear whether you have intended to blend therewith the Session Report for the whole of the year 1845.

3rd April 1846. (Signed) H. D. Phillips

Register

No 522. To

The Acting Session Judge of Madura

Sir,

1. I am directed by the Court of Tanjore Adalut to return to you the Reports noted marginally and their enclosures, in view to their being made one as required by Tanjore Adalut Circular Order No 165, dated 30th April 1845, and resubmitted without delay together with the annual report of the Magistrate, and such portions of the Magistrates quarterly Calendars which have been laid before you as may have elicited remarks in the Session Courts.

2. You will at the same time be pleased to send up the Statement required by Circular Order No 175, the practice of forwarding periodical Reports at intervals having been objected to by the Judges of this Court who desire you will explain your omission to conform to the Rule laid down in a Circular Order of so recent a date as that of No 165.

3rd April 1846. (Signed) H. D. Phillips

Register

Memo

Fort St. David Diary 3rd April 1846.

N.523

Memorandum

The Acting Sessions Judge of Cuddalore is requested to substitute the accompanying for that formerly sent under date the 3rd Instant, the latter being returned to this Office for amendment.

By Order of the Board of Fort St. David

3rd April 1846. (Signed) H. D. Pratt

Collr

N.524 To

The Acting Sessions Judge of Cuddalore

Sir,

Adverting to the Court's letter dated 2nd May 1845, I am directed by the Board of Fort St. David Adalut to request you to submit without delay, such of the Magistrates Calendars or proceedings held on them have contained remarks of any kind, the former to the Sessions Court under date the 15th Ultimo shewing that many of the cases on the Calendars have thereby remained

3rd April 1846. (Signed) H. D. Pratt

Collr

N.3 N.519

N.503 N.3

N.165 dated April

Fort St. David Diary 6th April 1846.

532.

To (N.33.)

The Secretary to Government in the Judicial Department.

Sir,

With reference to the Extract from the Minutes of Consultation dated 10th February 1846, N.89, calling for a Report of all the circumstances connected with the late escape of certain Convicts at Cuddalore and for the suggestion of such measures as may be necessary for the reapprehension of such of them as are still at large, I am directed by the Board of Fort St. David Adalut to state for the information of Government, that of the 27 Convicts who, on the evening of the 26th January last, made good their escape from the Jail guard, all have been apprehended excepting three.

2. For the apprehension of the three Convicts still at large the Sessions Judge has recommended that the offer of a reward of 50 Rupees each on reapprehension be published in the Official Gazette and has for this purpose, forwarded a descriptive roll which I am desired to submit together with a copy of a letter dated 15th Ultimo from the Sessions Judge containing the reasons which have induced him to propose so large a reward.

3. It would appear that every other necessary measure for the capture of the three unapprehended Convicts has been adopted by the Sessions Judge in communication with the Magistracy and the Court of Fort St. David Adalut on a consideration of the Sessions Judge's communication I beg leave to recommend that the rewards proposed by the Sessions

Session Judge be published in the Official Gazette.-

4. The Court have called on the following Judges to furnish with any additional information which may have arisen in the Judicial enquiries held before him, and that they Answer and they will, on the receipt of their reply, prepare the report required by Government.-

6th April 1846.

(Signed) H. D. Phillips
Register

No. 533. To the Session Judge of Cuddalore.

Sir,

1. The Court of Foujdaree Adawlut having on their last have called on by Government with reference to the forwarded by you regarding the escape of certain Convicts 26th January last from the Custody of the Cuddalore Jail, Submit a report of all the circumstances connected with "subject" and the measures that will be most expedient to adopt "apprehension of the convicts still at large. I am directed to request you will forward the report of all the additional information which has been elicited in the Judicial or other enquiries held case, either by yourself or the Principal Sudder Ameen, together abstract of the punishments awarded in each case in which Convicts or Peons amenable to the Court have been punished punishments.-

2. Should any other measures than those adopted by you for the apprehension of the 30 remaining Convicts suggest themselves to you, the Court desire to be furnished with the

6th April 1846

(Signed) H. D. Phillips
Register

No. 538. To The Secretary to Government with the Judicial Dept.

Sir,

I am directed by the Court of Foujdaree Adawlut to be laid before the Most Noble the Governor in Council the Bill received from the Sessions Judge of Chittoor, charges incurred by Rustumbee Begum of Cuddapah

Session Court to give evidence in Case No. 13 on the Calendar for 1846, amounting to Rupees 13-7-4.-

3. The Judge is to recommend that sanction be granted for passing to Assistant Surgeon J. Robson, the amount to which he may be entitled under the circumstances stated according to the principle laid down in the order of Government dated the 17th March 1837. No. 269.-

(Signed) H. D. Phillips.
7th April 1846.- Register

539. Memo

The Nazir's Batta accounts forwarded by the Session Judge of Cuddalore under date the 26th September 1845 are herewith returned to that Officer with reference to his letter dated the 28th March 1846.-

By order of the Court of Foujdaree Adawlut.-
7th April 1846.- (Signed) H. D. Phillips.
Register.-

No. 540.

To,

The Session Judge.

of Rajahmundry

Sir,

1 In reply to your letter of the 19th Ultimo as to whether in submitting the Translations of the Juddungly case, you may omit that portion of the Magistrates proceedings already forwarded to the Foujdaree Adawlut.-

Jones

Foujdaree Diary 7th & 8th April 1846.

2 I am instructed by the Judges of the Adalut to transmit the translation referred to in their Lungmaar available for incorporation in the entire record and resubmitted at the proper

7th April 1846. /Signed/ H. D. Phillips
Register.

N:541.

Memo.

The Register of the Court of Adalut has the honor to submit the depositions required on the Official Memorandum of 5th March 1846.

Foujdaree Adalut,
Register's Office,
7th April 1846.

/Signed/ H. D. Phillips
Register.

To the Chief Secretary to Government

N:543. To, (No. 35)

The Secretary to Government
Judicial Department

Sir,

With reference to the [illegible]
from the Minutes of Council
dated the 11th March 1846, [illegible]
Court directed by the Judges [illegible]

To

Foujdaree Diary 8th April 1846.

Foujdaree Adalut to transmit to be laid before the Most Noble the Governor in Council the accompanying copy of a letter dated the 23rd Ultimo from the Acting Agent to the Governor of Fort Saint George at Vizagapatam reporting that, under existing circumstances, he has considered it necessary to bring the state of the Golcondah Zemindary to the consideration of Government with reference to the policy of the sentence of death passed in Case No. 26 of 1845 on the file of the Agent and that pending the receipt of further instructions, he has deemed it essential to defer the execution of the Prisoner Woolly Durvelloo.

I have the honor to be,
Sir,
Your Most Obedient Servant
/Signed/ H. D. Phillips
Register.

8th April 1846.

To

No. 548. To. (No. 36.)

The Secretary to Government in the Judicial Department.

Sir,

In obedience to the order of Government contained in the Extract from the Minutes of Council under date the 26th June 1834 I am directed by the Court of Tongidaree Udalut to transmit to be laid before the Most Noble the Governor in Council three accompanying copies in Triplicate of an Circular Order of this date.

9th April 1846.

/ Signed / H. D. Phillips

Register

No. 556. Memo.

Returned to the Magistrate for compliance with the requisitions being affixed in the office of the Magistrate.

By order of the Court of Tongidaree Udalut

14th April 1846.

/ Signed / H. D. Phillips

Register

No. 557. Memo.

Returned to the Magistrate for compliance with the requisitions being affixed in the office of the Magistrate.

By order of the Court of Tongidaree Udalut

14th April 1846.

/ Signed / H. D. Phillips

Register

No. 568. To. (No. 37.)

The Secretary to Government in the Judicial Department.

Sir,

1. With reference to the order of Government dated 7th Ultimo No. 1147, communicating the opinion of the Most Noble the Governor in Council that it is desirable the Office of every Justice of the Peace under this Presidency should be furnished at the public charge with the "Epitome of the duties of a Justice of the Peace in India" and requesting the Judges of the Tongidaree Udalut will be pleased to carry this resolution into effect.

2. I am directed respectfully to state that assuming the order by Government to intend that copies of the Epitome should be furnished by the Court of Tongidaree Udalut to such of the Gentlemen whose names appear in the Commission of the Peace last published, as hold office under the jurisdiction of this Court, the Judges have desired me to solicit authority for drawing from the General Treasury a sum of Rupees 64 which will be payable to Mr. Pharoah for a similar number of copies of the work in question.

14th April 1846. / Signed / H. D. Phillips

Register

circumstances they became useless.

14th April 1846. /Signed/ H. D. Phillips.
Register.

No. 561. To

The Magistrate of Canara

Sir,

1. I am directed by the Judges of the Court of Toujdaree Udalut to return for correction, the Jail return for 1845 because it appears highly improbable that of the aggregate number of prisoners in Jail at the close of 1845 so many as 129 and 44 should be individuals who, previous to the imprisonments which they were at that time undergoing had once and twice been committed to Jail

2. The sums entered in Column 16 as a weekly cost for a single prisoner appear very large when compared with similar expences in other Jails - The whole expences for a prisoner, including subsistence and cost of guard generally amounts to only about 12 Annas a week.

3 You will therefore be pleased to amend the statement herewith returned, or furnish explanations of the discrepancies above pointed out.

14th April 1846. /Signed/ H. D. Phillips
Register

No. 559 To (No. 36)

The Secretary to Government with the

Sir,

Judicial Department

I am directed by the Court of Toujdaree Udalut to state for the information of Govern that there are at present in the Jail at Chingl Kalavers, Brasshyers, Gurrahs Dungeygaders Gurrahs Chorrus Putchegaders Parumaars, Warreyers, Pundarys, several Convicts awaiting their sentences of transportation to suggest that tenders be invited for passage to Singapore.

14th April 1846. /Signed/ H. D. P

No. 560. To

The Subordinate Judge of Cudd

Sir,

Adverting to the Circular Or

I am generally, I am directed by the Judges Toujdaree Udalut to return to you the which accompanied your communi 21st Ultimo, and to request you will add additional Columns to the mon shewing when the Jailor indents for declared to be unserviceable, and wh

Foujdaree Diary 14th April 1846.

No. 562. To, The Magistrate of Malabar.

Sir,

1. I am desired to acknowledge the receipt of your letter dated 15th November last requesting the submission for the consideration of Government, of an address therewith forwarded on an appeal on the subject of certain orders of the Foujdaree Adalut dated 25th November last, and your apprehension seriously to affect your character that of many of your public servants.

2. In reply I am instructed to state in an authentic record and decision of the cases in which the proceedings in question are found the Court of Foujdaree Adalut are unable to find the belief that sufficient cause exists to justify the according to your dictation, which has led to the revival of a matter to which the Court would attention was for a considerable period of time and which has been finally disposed of under the authority vested in the Court of Foujdaree of enforcing its own decisions.

3. Without offering remarks on the parts of your letter to the orders of the Government of parts to observation, I am to state

Foujdaree Diary 14th and 15th April 1846.

that the Court find nothing in their proceedings of the 5th November 1845 which can be deemed to impute to you more than an error of judgment in your Magisterial capacity and that as it appears from information before the Foujdaree Adalut that the highest judicial authority now at Calicut regards as inadvisable the adoption of proceedings with a view to establishing the conspiracy in which the complaint finally disposed was considered to have originated, the Court are not prepared to recognize the propriety of reopening the matter on the ground that the character of your Ministerial establishment is impugned by the view of the case which in the exercise of its duty the Judges of the Foujdaree Adalut have felt bound to record.

14th April 1846. (Signed) H. D. Phillips
Register

No. 572. To

The Sessions Judge of Honore.

Transmitting copy of an Extract from the Minutes of Consultation dated the 2nd Instant communicating the sanction of the Supreme Government for the employment by the Sessions Judge of Honore of a Blacksmith for

Tongdaree Diary 15th and 16th April 1846.

No. 572. for 2 months arrear Salary of Rupees 16-8 per
to instruct the Cowpals.-
15th April 1846.... (Sent usual letter

No. 573. To
The Magistrate of Guntoor.
Transmitting a copy of an
Government dated the 26th Ultimo & drawing
of a renewed Pawn Certificate for Guntoor
Gooramonah a Pawnee Dundoo.-
15th April 1846. (Sent usual letter

No. 574
Memo
Returned to the Cutcherry
of the Subordinate Court at Bellary
required details and endorsement thereon of
Subordinate Court.-
By order of the Court of Tongdaree
16th April 1846. (signed) H.D.

No. 587. To,
The Assistant Judge of Bellary
Sir,
1. I am directed by the Court of
Circuit to acknowledge the receipt of your
letter of the 11th Ultimo forwarding the half yearly

Tongdaree Diary 16th April 1846.

Statements of the Police and Magistracy and of the Subordinate Judge of Bellary for the 2nd half of 1845 together with copies of the proceedings held by you thereon.-

2. In the 12th parah. of your proceedings of the 3rd of March on the Criminal Statements of the Police and Magistracy it is observed that at the close of the half year there were so many as 147 cases with 541 persons supposed to be concerned in them, remaining undiscovered.-

3. The Court accordingly desire you will call on the Magistrate to submit an explanation of the cause of so many criminals remaining unapprehended after he shall have instituted an enquiry into the subject in those Talooks in which the want of success in tracing out crime is most apparent.-

4. You will also call on the Magistrate to explain the cause of the large number of suicides and of the casualties by accidental drowning which occurred during the year in the Bellary District.-

(signed) T. Clarke.-
16th April 1846.- Senior Deputy Register.-

Memo

№ 592.

Memo.

50 sheets of the printed Calendar

10 Printed forms of the Monthly Criminal Report

10 do. of the Statement awarded under Regulation

10 do. of the Monthly Statement of the Labour

2 do. of the Half yearly Criminal Statement

Forwarded to the Sessions Judge of

Cuddalore with reference to his letter dated the

By Order of the Court of Sessions

17th April 1846.

№ 593.

Memo.

12 Printed forms of the Monthly Criminal Report

12 do. of the Monthly Statement of the Labour

12 do. of the Statement awarded under Regulation

12 do. of the Statement of Cattle sent to Pounds

Forwarded to the Sessions Judge

Chingleput with reference to his letter dated the

Instant.

By Order of the Court of Tonjidaree

(Signed) H. D. Phillips

Register

17th April 1846.

594.

To

The Sessions Judge of Chittoor.

Sir,

1. I am directed by the Judges of the Court of Tonjidaree Adalut to return for correction the Jail Return for 1845; because it appears highly improbable that of the aggregate number of Prisoners in Jail at the close of 1845, so many as 268 and 32, should be individuals who, previous to the imprisonment which they were at the close of the year undergoing had "once" and "twice" been committed to Jail.-

2. The total of persons in Column 1 does not correspond with that in Column 2; the Column 12 has not been filled up; and the remark in Column 15 is not only not intelligible but if Column 12 is to remain blank, is obviously superfluous.-

3. You will therefore be pleased to furnish an amended statement filled up in one of the three printed forms herewith forwarded.-

(Signed) H. D. Phillips

Register

17th April 1846.-

To

No 596.

To

The Subordinate Judge of Hurdalore.-

Sir,

I am directed to acknowledge the receipt of your letter dated the 11th Instant and to inform you that under the authority vested in the Judges of the Toyidarei Adalut by the order of Government dated 28th July 1843 the charge incurred for erecting a new Shed for the use of the Jail Guard

The Jail at Tirtholi page 605.

17th April 1846.

No 596.

To,

(Signed) H. D. Phillips.

Register.

The Subordinate Judge of Mangalore.

Sir,

No 165 dated 31st April 1846.

With reference to the Circular Order marginally noted I am desired by the Court of Adalut to return to you the Report of its enclosures, in order to your incorporating the report which should be submitted under the Order dated 16th November 1839.

2. You are further requested to furnish information to enable the Court to come to a decision on the question of placing the Courts of Subordinate Adalut

No 597.

To,

The Acting Subordinate Judge of Cuttack.-

Sir,

1. In reply to your communication under date the 20th Ultimo, submitting copy of a letter from the Subordinate Judge of Cuttack in which that Officer requests that the sanction of Government may be obtained for "horse allowance" at the rate of 15 Rupees per mensem to the Jailor at Cuttack.-

2. I am directed to state that the Judges of the Toyidarei Adalut are not satisfied that sufficient cause is shewn by the Subordinate Judge to justify their recommending in respect of the Jailor at Cuttack so important a modification of the system, under which the remuneration of Jailors is regulated, as that which the Subordinate Judge has proposed.

I have the honor to be &c.

18th April 1846.

(Signed) H. D. Phillips.

Register.

To,

necessity of specially bringing it to your notice.-

17 April 1846.-

(Signed) H. D. Phillips.

Register

No. 598. To, The Sessions Judge of Masulipatam.

Sir,

In reply to your letter dated 2[illegible] ultimo applying for the transfer of certain Convicts to the Jail under your charge, I am desired to state that with reference to the present strength of the Jail in the Zillah from which Convicts might be sent, objection be removed to Masulipatam, the Judges of the Tondiarve Udalut find that they cannot comply with the opinion of Government on the subject transferring Prisoners from one Jail to another must therefore request to know if you have additional Convicts to send.

8th April 1846.

No. 605. To, Signed H. D. Phillips
Register

The Sessions Judge of Tinnevelly.

Sir,

In reply to your letter dated the [illegible] ultimo I am desired by the Judges of the Tondiarve Udalut to state that the records of the trial No. 166 of 1845 on your Criminal File, the Judges of the Tondiarve Udalut find that they cannot comply with the opinion of Government on the subject transferring Prisoners from one Jail to another must therefore request to know if you have additional Convicts to send them.

Returned to Sessions Judge of Tinnevelly on the 20th April last.

which require that it should have been docketted and endorsed as an "Inclosure" to the communication to which it belonged and which was sent separately by Tapaul, it was considered to be a third portion of the record of original suit No. 25 of 1844, Principal Sudr Ameens File, which was received in two packets on the same day.-

2. The translation only of the said suit having been laid before the Judges, the real nature of one of the three packets of Tamul papers was not discovered until the receipt of your letter under reply.-

3. The Judges direct me in conclusion to beg that similar inconveniences may in future be obviated by your enforcing in the Establishment under your control, a careful and strict observance of the orders of Government and this Court in respect of official correspondence.-

20th April 1846.- Signed H. D. Phillips.
Register

No. 606. To

The Subordinate Judge of Salem:-

Sir,

1. I am directed by the Court of Tondiarve Udalut to acknowledge the receipt of your letter of 31st ultimo

devotedness to the public service, and the removal of the muskets, while the other weapons were allowed to remain, add to the difficulties of the case.

5. Translations of the depositions recorded by you in obedience to these orders will be submitted for the orders of the Tongidarce Adalut who will then be prepared to give further consideration to your propositions.

20th April 1846. Signed J. Clarke
Senior Deputy Register

No. 607. To,
The Session Judge of Cuddalore.

Transmitting copy of an order of Government dated the 14th Instant approving of the offer of a reward of 50 Rupees for the apprehension of the three convicts who escaped from Cuddalore.

20th April 1846. (Sent canal letter No.

No. 608. To, The Session Judge of Chingleput.

Sir,

I am directed by the Court of Tongidarce Adalut to desire you will immediately despatch

Ultimo reporting the discovery of an engine of escape among the convicts on the Jail under your charge for effecting their escape by offering for your sanction & Rewards and recommending that the term of imprisonment awarded to the prisoner Tamen the informer who by information the plot was brought to light, may be reduced from 7 to 3 years.

2. Before acceding to your request the Court of Tongidarce Adalut have thought that the statement of the convict Tamen should be fully tested by a deposition touching its truth and that an opportunity should be afforded to the convicts of replying to the charges preferred against them.

3. Although the discovery of some of the muskets in the place indicated by the convict Tamen gives an air of probability to his story yet there are peculiarities connected with the case which give rise to doubts and suspicions of the reality of the conspiracy on the part of the Jailor and Guard.

4. A perusal of the depositions taken by the Judge of the Tongidarce Adalut on the part of the Jailor will give an impression that the case has been in great measure conducted by parties desirous of retrieving their reputation by a display of great Zeal on the

despatch to the Presidency for transfer
custody of the Acting Chief Magistrate
Superintendent of Police, they Consider
your charge awaiting speedy orders of the
of transportation.

2 You will be pleased to
to their Offices by the first safe, the name
of the Convicts who may be forwarded
Presidency under these orders.

3 A Passage for these
already taken on board of the
now in the Roads, and are reading
party immediately on their arrival
therefore be careful that no delay
making the requisite arrangements

20th April 1846 (Signed) H.D.

No. 617.

To (No. 60.)

The Secretary to Government
on the Judicial Dep

Sir,

1 I am directed by the Judges of

Udalub to state for the information of the Most Noble the Governor in Council, that in conformity with the wish expressed by Government in the Minutes of Consultation noted marginally, they called for and have perused the record of the trial in which one Ponasing was on the 5th November 1845 charged before the Sessions Court at Chittoor, Mr. W. R. Taylor presiding in No. 46 on the Calendar for that year, with having on the previous 24th March fraudulently appropriated a double Post paid letter containing a Bank Note for 100 Rupees despatched on the 21st of the same month from the Post Office at Cudalalore by the Prosecutor Mahomed Modeen to the address of his father Abdool Sattar at Vellore, and find the Prosecutor in this case open to the following remarks.

2nd September 1845. 13th & 2nd January 1846. 1st & 2nd

2 The Prosecutor was unable to specify the No. of the Bank Note alleged to have been under cover of the letter in question - He could not specify by name the individual by whom the letter was carried to the Post Office. He recollected only that two persons were present when he wrote, but not that they saw him enclose the Bank note in the letter - It is not shewn whence the Prosecutor procured the Bank note.

3 The Prisoner did not deny having received the letter from the Post Office Writer.

4 It was only after the alleged miscarriage of the letter that the father of the Prosecutor declared he had given

Cover

over the 10 Bank Note...

5 The Prisoner is shown to have acknowledged the liability of his having delivered the letter to a person of the same name as that of the Prosecutor and confessed his guilt under such circumstances to use his best endeavours to obtain possession of it again for the Prosecutor.

6 The Prisoner shewed his own books of account to the Prosecutor thereby exhibiting an entry to the effect that he had received a letter addressed to a person of Bawa name...

7 Evidence was not adduced to prove that Person was sent to enclose the Bank Note in the letter neither was there testimony to the number of the Note required to be enclosed. One of the two witnesses stated by the Prosecutor to have been present when he wrote the letter, deposed that at that time saw any Bank Note, which latter he declared that he had observed one by the Prosecutor.

9 It appears to the Judges under the above circumstances that the trial of the Prisoner Bawasing was deficient in many essential respects, that the evidence against him was by no means satisfactory or conclusive and that his conviction was not justifiable...

10 The Court of Fouzdaree Adalut do not hesitate to declare the opinion that the Prisoner should be immediately released, and accordingly they beg to suggest

that the Most Noble the Governor in Council may be pleased to remit the sentence and authorize the issue of orders by the Court for setting Bawasing at liberty.

11 The 2d Judge dessents from the Draft and has recorded the grounds of his dessent.

21st April 1846. (Signed) H. D. Phillips
Register.

No. 618. To,

The Session Judge

of Nellore

Sir,

I am directed by the Court of Fouzdaree Adalut to return to you the Calendars of persons punished by the Magistracy, submitted with your letter of the 4th Instant, because with reference to the Court's Circular letter dated 2d May 1845, the transmission is required only of such parts of the Calendars as you may have noticed in the proceedings held on them. You are therefore requested to forward no more than certified Extracts of the necessary portions.

21st April 1846. (Signed) H. D. Phillips
Register.

Tanjore Diary 22nd and 23rd

No. 637.

To,

The Secretary to Government

(No 41)

Sir,

1.

Judicial Report

With reference to the Order

the Minutes of Consultation under date the

Instant No 232 I am directed by the Court

Tanjore Malabut to state, that no other

the orders thereon contained, by Court to

sentence of transportation was reported

last Despatches from Colony Report

Instant to the charge of the Acting

trate and Superintendent of Police

in view to their embarkation

2.

The usual Calendars of the

returns accompanies this communication

22nd April 1846.

No. 638.

To,

The Magistrate of Trichinopoly

Transmitting copy of

from the Minutes of Consultation dated the

communicating copy of a Despatch from the

Court of Directors vated 3rd September last

23rd April 1846.

Criminal Letter

Tanjore Diary 24th April 1846.

No. 643.

Erratum

In the 1st para of the letter addressed to the Sessions Judge of Tinnevelly dated 4th March 1846 for from the Magistrate of Tinnevelly by the Principal Sudr Ameen read from the Magistrate of Tinnevelly to the Principal Sudr Ameen.

By Order of the Court of Tanjore Malabut

24th April 1846. (Signed) H. D. Phillips

Register

No. 644.

To,

The Sessions Judge of Tellicherry.

Sir,

Adverting to the Circular Order

No 465 dated 4th April 1845 noted marginally, I am directed by the Court of Tanjore Malabut to return your communication dated 15th Instant, and its enclosures, in view to the Sessions Report for 1845, and the proceedings which have been held by you under date the 30th January and 14th April 1846 on the Criminal Statements for the 2nd half of the past year, being made no Report, as required by the Circular Order above quoted, and retransmitted without

Circular letter 2d May 1845.

without delay, accompanied by Extracts such portions of the Magistrates Cadans you may have noticed in the proceedings on them.

24th April 1846.

No. 645 To,

The Sessions Judge of Chittoor

Forwarding copy of and Order Government dated the 17th Instant requesting Civil Auditor to pass the amount of due to Assistant Surgeon J. Robe attending the Sessions Court at Chittoor

No. 650. 24th April 1846.

To

The Magistrate of Guntoor

Sir,

I am directed by the Court of Udalut to call your attention to this Cor of the 25th ulting calling for the statement the manner in which the Convicts mu charge were employed during the 2 Bls, and to desire you will transmit

[illegible]

654.

657

without further delay.

25th April 1846. Signed H. D. Phillips.

Memo: Register.

3 Dozens of the Printed Calendars forwarded to the Session Judge of Tinnevelly with reference to his letter dated the 16th Instant.

By Order of the Court of Toujdaree Udalut.

25th April 1846. Signed H. D. Phillips.

Register.

Memorandum.

The Register of the Toujdaree Udalut has the honor to forward copy of the Documents requested in the Official Memorandum dated the 20th Instant.

Toujdaree Udalut, Register's Office, 27th April 1846.

Signed H. D. Phillips.

Register.

To, The Secretary to Government in the Judicial Department.

No. 658. To.

The Officers in Charge of Jails

Sir,

Adverting to a desire expressed by

by the Honorable Court of Directors to
a Dietary table and certain other informa-
-ing the internal economy of the Gaols in the
presidency. I am directed by the Judges of the
Foujdaree Udalut to forward enclosed a
of Statement which you are requested to fill
a return at your early convenience

2. You will be pleased to state in the
of remarks what provisions is made for
the deficiency of the average scale of Diet in
cases below made up by its compliment -

27th April 1846

[Signed] H. D. P
Regr

No. 659 To,
The Sessions Judge of Chittoor
Dated

I acknowledging the
of your letter of the 7th Instant forw
the death warrant passed by you
No. 10 of 1846 to the Subordinate Judge
with quotation duly certified together
a copy of the Subordinate Judge's

returning the warrant I am directed by the
Foujdaree Udalut to call your attention to
the omission in the Subordinate Judge's
letter to specify whether the prisoner
denied his guilt or made any confession
of it and to request you will now supply
the omission and be careful that it do
not again occur.

27th April 1846. [Signed] H. D. Phillips
Regr

No. 660. To
Dated
Subject
Yellow
Addressed
and
Tanjore

The Magistrate of Canara

Sir,

1 I am directed by the Court of Foujdaree Udalut
to transmit the annexed copy of an Extract from the
Returns of the Madras Convicts who appears to have been
convicted and sentenced within your jurisdiction and are
(is) reported to have deserted or escaped from the Jail at
Prince of Wales Island upto 31st December 1845, with
a view to the adoption of such measures for their (his)
re-apprehension as you may consider advisable.

2. The Judges request you will address the
judicial

Tongdaree Diary 27th April 1846.-

judicial authorities of the District in order to the pre-
-ration of a descriptive roll of the convicts in quarter
27th April 1846.-

/Signed/ T. D. Phillips
Register.

Return of Convicts who have escaped from
Islands subject to Tongdaree Adalut
from 1st January to 31st December 1845.

Name of the Convicts.	Crime.	Sentence.	Name of Zillah Court.	Name of Thannah.	Name of Village.	Name of Zemindar.	Name of Talookdar.	Name of Ryot.	Date of Escape.	Remarks.
Ooda	Dacoity	Transportation for life	Hooghly	Chinsurah	Chinsurah	Government			1845	
Kistoo Mungee Mehta	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto			Ditto	
Chumpoo Mullick Doss	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto			Ditto	
Ramchurn Mullick	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto			Ditto	
Sumroo Mullick	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto			Ditto	
Bundoo	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto			Ditto	
Mudhoo Gokool Mullick	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto			Ditto	

Tongdaree Diary 27th and 28th April 1846.-

No. 8.

To,

The Subordinate Judge of Madura.

Sir,

Adverting to the Circular Order noted marginally I am directed by the Judges of the Tongdaree Adalut to return to you the Indent which accompanied your communication of the 15th Instant, and to request you will cause an additional Column to be inserted therein, shewing when the articles indented for were declared to be unserviceable, and under what circumstances they became useless.-

27th April 1846.- /Signed/ T. D. Phillips.
Register.

No. 8703.

Memo:

Mr. J. B. Pharrah is requested is requested to furnish the Court of Tongdaree Adalut with sixty four copies of the Epitome of the duties of the Justices of the Peace in India.-

By order of the Court of Tongdaree Adalut.

/Signed/ T. D. Phillips.
Register.

28th April 1846.

No. 674.

Mem.

The Drafts of Decrees submitted by the Sessions Judge of Combaconum with his return dated the 17th March 1846, are herewith returned.-

By order of the Court of Tongalaree Udalut
28th April 1846.- (Signed) H. D. Phillips
Register

No. 675.

Mem.

The translations of the Magistrates proceedings in the Jurisdictions, are herewith forwarded to the Sessions Judge of Rajahmundry with reference to his letter dated the 18th April

By Order of the Court of Tongalaree Udalut
28th April 1846.- (Signed) H. D. Phillips
Register

No. 676

To,

The Sessions Judge of Mangalore.

Sir,

1. I am directed by the Court of Tongalaree Udalut to acknowledge the receipt of your letter of the 31st Ultimo reporting that during the 2d half of 1845 you have frequently had occasion to comment on the proceedings of the Principal Sudder and that you are therefore dissatisfied with the manner

manner in which he has disposed of the Criminal business referred to him.-

2. With a view of saving time and of preventing any of the cases referred to by you being overlooked in the search for them among the Criminal Reports from Mangalore, deposited in the Records of this office, I am instructed to request you will forward with as little delay as possible copies of the cases referred to by you as entered in the Criminal Reports prepared by the Subordinate Judge, and also of the proceedings held by you on those cases.-

28th April 1846. (Signed) T. Clarke.
Junior Deputy Register

No. 682. To, (No. 42.)

The Secretary to Government in the Judicial Department.-

Sir,

1. I am instructed by the Judges of the Tongalaree Udalut to forward for submission to the Most Noble the Governor in Council, the annexed copy of a letter noted marginally which has reached their Court consequent on a requisition addressed to the Acting Sessions Judge of Madura to explain under what circumstances so large a number of persons as 115, had died in the Jail at Madura during the

From Acting Sessions Judge T. Anderson dated 3d April 1846 to Sub: Judge of Madura.-

27th March 1846.-

No. 674

the year 1845.

2.

Adverting to the unusual mortality which appears to attribute to a certain extent, to the imperfect ventilation of the jail wards, the Toujdaree Adalut are of opinion with reference to the generally acknowledged salubrity of that Mr. Anderson's letter may with propriety be laid before the Medical Board in order to the favoring the Court with the opinion they may be able to form on a perusal of the Tillahs address or of such portions of their offensive as may bear upon that Gentleman's view

No. 675

No. 676

3.

Sam desired to state in connection that the Judges have ordered the early removal to other jails of such convicts labouring under frequent attacks of illness, as the Tillah Surgeon considers will be benefited by change of air and locality.

Shaw the known to the

29th April 1846.

(Signed) H. D. Phillips

Register

No. 683

To,

The Acting Subordinate Judge of

Mangalore

Sir

I am directed to acknowledge the receipt of your letter dated the 20th Instant, and in reply to inform you that, under the authority vested in them by the order of Government dated 28th July 1843, the Judges of the Toujdaree Adalut sanction the charges for the purchase of certain articles for the use of your Jail, amounting to Rupees (24-4-0) twenty four and annas four.

29th April 1846.

(Signed) H. D. Phillips

Register

No. 684

To,

The Magistrate of Salem.

Transmitting copy of an Extract from the Minutes of Consultation dated the 7th Instant conveying the opinion of Government relative to the practice of placing large bodies of Convicts under charge of other than the regular Guard.

29th April 1846.

(Sent a similar Letter No.)

To,

Foujdaree Diary 29th April 1846.-

N°. 685.

To,

The Acting Sessions Judge of

Madura.-

Sir,

1. I am directed by the Court of Foujdaree Udalut to return for amendment, the Jail Return for the year 1845, with reference to the declaration of the Subordinate Judge that the Prisoners in the Jail under his charge, are employed in work from 7 in the morning to 12 o'Clock, and from 1 to 5 o'Clock P.M. there having an interval of rest of one hour from 12 to 1 o'Clock every day.-

Letter to Acting Sessions Judge Dated 4th April 1846 para: 2.

2. The Judge further request you will require the Subordinate Judge in communication with the Officer in Medical charge of the Jail to make immediate arrangements for the transfer to such other Jails as the Medical Officer may think advisable, of all the convicts at Madura whose health having been undermined by repeated illness is likely to be improved by change of air and locality.-

3. The transfers when made will be reported in due course to the Foujdaree Udalut by the Subordinate Judge.-

29th April 1846.-

/Signed/ H. D. Phillips

Register

Foujdaree Diary 30th April 1846

N°. 693.

N°. 694 To

The Secretary to Government

in the Judicial Department

Sir,

1. In obedience to the orders of Government contained in the Extract Minutes of Council under date the 24th June 1834 I am directed by the Court of Foujdaree Udalut to transmit to be laid before the Most Noble the Governor in Council, the accompanying copies a Triplicate of a Circular Order of this date.-

2. I am further directed to submit one copy of the Circular Order for transmission to the Supreme Government with reference to the Extract Minutes of Council dated 21st July 1840.

30th April 1846.

/Signed/ H. D. Phillips

Register

N°. 695

Memo.

A copy of the Estimate for roofing the Cookroom of the Jail at Mangalore, is herewith forwarded to the Acting Subordinate Judge of Mangalore with reference to his letter dated the 13th April 1846.

By order of the Court of Foujdaree Udalut

30th April 1846.

/Signed/ H. D. Phillips

Register

Foujdaree Diary 2d March 1846.-

No 310.

Mem.

The Sessions Judge and the Principal Sudr Amen of Guntoor are requested to insert in the margin of the Proceedings of the Foujdaree Adalut of the 28th February 1846 on the Guntoor Criminal Reports for January 1846 Case No 58.

By order of the Court of Foujdaree Adalut

2d March 1846.- (Signed) H. J. Arbuthnot.-
Head Asst to the Register.

No 311.

To,

The Acting Sessions Judge of
Calicut

Adverting to the marginal copy & para: 9 of a communication addressed to the Court of Foujdaree Adalut by yourself when Joint Criminal Judge of Chingleput, under date the 21st August 1840;- to the fact, as reported to this Court by your Successor, on the 19th May 1842, that no treadmill had been introduced into the Jail at Cuddalore and to recent instructions from the Government;- I am desired by the Judges of the Foujdaree Adalut to request you will favor them for the information of the Honorable-

Honorable Court of Directors, with a statement
more in detail, of the comparative advantage
of the treadmill you proposed to construct, over
that in general use, explaining the progress of
any, which was made in preparing the mill
adverted to and whether the obstacles which
appear to have interfered with its completion
were of a nature not easily to be surmounted.

2nd March 1846. (Signed) H. D. Phillips.

Regr.

No. 325.

Memo:

24 Sheets of the printed Calendars forwarded to the
Sessions Judge of Salem with reference to his letter
dated the 21st Ultimo.

By Order of the Court of Tongidarre Dated
4th March 1846. (Signed) H. D. Phillips.

Regr.

No. 330.

To,

The Secretary to the Board of Revenue
in the Department of
Public Works.

Sir,

In reply to your letter of the 12th
Ultimo forwarding an original letter from the
Collector of Salem and its enclosures.

I

No. 331.

2. I am instructed to state that in
the opinion of the Judges of the Tongidarre Adalut
the proposed conversion of a Bomb proof
situated in the Fort of Salem, into a Jail for
Convicts, should not be considered a work of
immediate or urgent necessity.

5th March 1846. Signed H. D. Phillips.

Regr.

To,

The Sessions Judge of Bellary

Transmitting copy of an Extract
from the Minutes of Consultation dated the 26th
Ultimo authorizing the withdrawal of the Fifty
Horses placed at the disposal of the
Magistrate of Bellary and directing him to
apply to the Commissioner of Mysore to supply
their place by fifty Horse from the Mysore
Peshcush.

5th March 1846. Sentiment Letter No.

No. 332.

To,

The Sessions Judge of Masulipatam

Transmitting copy of an Order
of Government dated the 26th Ultimo ordering
the

the Military Board to cause the indents
Axes for the use of the Prisoners at Mangalore
to be complied with.-
5th March 1846.-

No. 333. To, (Sent in a separate letter No.

The Sessions Judge of Tinnevelly.-

Sir,

1.

I am to acknowledge the receipt of your
letter of the 11th Ultimo submitting copy of an
address from the Magistrate of Tinnevelly
Principal Sudr Ameen, relative to the mur-
derous conspiracy connected with the late outrages against
the Christians in that District.-

2.

I am desired to communicate to you
opinion of the Judges of the Sudr Dewanny Adawlut
that adverting to the authority vested in Magistrates
by Section LVII Regulation XII of 1816.- to correspond direct with Government, whenever
they may deem it necessary, they are not under
any restraint as to reasons for your pleasing
Court in preference to a copy of the Magistrates
statement, which, it is observed, might with
propriety have been withheld from the Sessions
Judge.

presiding over the Criminal Court to which were
committed the individuals supposed to have been
concerned in the outrages reported, lest the impression
of the Magistrate should have tended to operate
to the detriment of the accused.-
5th March 1846.- (Signed) H. D. Phillips.
Register.-

No. 334. To,

The Subordinate Judge of
Mangalore.-

Sir,

I am directed to acknowledge the receipt
of your letter of the 23d Ultimo, and in reply to
inform you that, under the authority vested in them
by the order of Government dated 28th July 1843, the
Judges of the Tongidara Adalut sanction the
sum of Rupees (8) incurred by you in travelling
to and from Dodjay to attend the execution of the
Prisoner in Case No. 104 of 1845.-
5th March 1846 (Signed) H. D. Phillips.
Register.-

No. 335. To,

The Magistrate of Vizagapatam.-

Sir,

1. I am directed by the Judges of the Court
of

the Military Board to cause the indents
Apes for the use of the Prisoners at Mangalore
to be complied with.-

5th March 1846.

No 333. To

The Sessions Judge of Tinnevelly.

Sir,

I acknowledging the receipt of your
letter of the 11th Ultimo submitting copy of an
address from the Magistrate of Tinnevelly
Principal Sudr Ameen, relative to the cir-
-stances connected with the late outrages
the Christians in that District.-

2. I am desired to communicate to the
opinion of the Judges of the Tonjdaree Udalut
that adverting to the authority vested in Magistr
to correspond direct with Government, whenever
they may deem it necessary they are not
of any [illegible] reason.

Court 16th Ultimo reporting the transfer of
station Convicts to Cuddapah and Bellary
proprietmemo by the Zillah Judge

presiding over the Criminal Court to which were
committed the individuals supposed to have been
concerned in the outrages reported, lest the impression
of the Magistrate should have tended to operate
to the detriment of the accused.-

5th March 1846. (Signed) H. D. Phillips.

Registered.-

No 334. To,

The Subordinate Judge of
Mangalore.-

Sir,

I am directed to acknowledge the receipt
of your letter of the 23d Ultimo, and in reply to
inform you that, under the authority vested in them
by the order of Government dated 28th July 1843, the
Judges of the Tonjdaree Udalut sanction the
sum of Rupees 18/ incurred by you in travelling
to and from Cuddapah to attend the execution of the
Prisoner in Case No 104 of 1845.-

(Signed) H. D. Phillips.

Registered.-

before the Government a representation
grounds on which a majority of the
opinion that in the case referred to

Judges of the Court
of

of Tongdaree Udalut to return the Jail Return submitted by you under date the 31st December 1845, because Columns 11 and 12 are not filled up, the average amount of Costs for each prisoner not entered in Columns 16 and 17 respectively, and to desire that you will amend the Statement and retransmit it without delay, transcribed on one of the three printed forms herewith forwarded.-

2.

You are also requested to prepare the Statement in question for the whole year, instead of for a half year, as directed in the Courts Circular Letter dated 25th July 1843.-

5th March 1846.

No. 386.

To,

The Sessions Judge of Chinglepute.-

Sir,

1. Adverting to the yet unanswered Letter noted in the margin, I am directed to request you will favor this Court with the information called for in my letter of the 16th Ultimo, reporting the transfer of the sick Convicts to Combaconum and Tanjore as recommended by the Zillah Surgeon.

I

2. I am desired by the Judges of the Tongdaree Udalut to point out that the form in question is inconvenient for the purposes of record, and should not be again resorted to.-

5th March 1846. Signed / H. D. Phillips.

Register.-

No. 343. To, (A. 20)

The Secretary to Government in the Judicial Department.-

Sir,

1. In reply to Extract from the Minutes of Consultation dated the 17th Ultimo, No. 183, requesting the decision of the Minute recorded by the 2d Judge of the Court referred to in Tongdaree Udalut Proceedings dated 30th January last.-

2. I am instructed by the Judges of the Tongdaree Udalut to state that in forwarding a Copy of the Minute called for, they have deemed it advisable also to transmit copies of Minutes recorded by the 1st and 3d Judges in view to placing before the Government a representation of the grounds on which a majority of the Court were of opinion that in the case referred to capital punishments

Toungdaree Diary 5th March 1846.

of Toungdaree Abdulut to return the fasil Return submitted by you under date the 31st December 1845, because Columns 11 and 12 are not filled up, for the average amount of Costs for each prisoner is not entered in Columns 16 and 17 respectively, and to desire that you will amend the Statement and retransmit it without delay, drawing on one of the three printed forms herewith forwarded.-

2. You are also requested to prepare the Statement in question for the whole year, instead of for a half year, as directed in the Courts Circular Letter dated 25th July 1843.-

5th March 1846.

No. 336. To,

(Signed) F. D. Phillips
Registrar

The Sessions Judge of Chinglepute.-

Sir,

1. Adverting to the yet extremely small Column in which the Costs were folded your communication of the 16th Ultimo reporting the transfer of this Circle to Conjeveram and Cuddalore as recommended by the Zillah Magistrate

I

Toungdaree Diary 5th and 6th March 1846.

2. I am desired by the Judges of the Toungdaree Adalut to point out that the form in question is inconvenient for the purposes intended, and should not be again resorted to.-

5th March 1846. (Signed) F. D. Phillips.
Registrar.-

No. 343. To, (£20)

The Secretary to Government in the Judicial Department.-

Sir,

I have the honor to transmit extract from the Minutes of Consultation dated the 17th Ultimo, No. 103, requesting the confirmation of the Minute recorded by the 3d Judge of the Court referred to in Toungdaree Adalut Proceedings dated 30th January last.-

2. I am instructed by the Judges of the Toungdaree Adalut to state that in forwarding a Copy of the Minute called for, they have deemed it advisable also to transmit copies of Minutes recorded by the 1st and 3d Judges in view to placing before the Government a representation of the grounds on which a majority of the Court were of opinion that in the case referred to capital punishments

punishment should be adjudged.—

6th March 1846. (Signed) H. D. Phillips

Register

No. 350. To,

The Sessions Judge

of

Rajahmundry

Sir,

With reference to your letter dated the 24th October last I am directed by the Court of Tonjdaree Adalut to request you will report what further measures have been adopted relative to the improvement to the Jail at Rajahmundry.

7th March 1846. (Signed) H. D. Phillips

Register

To

No. 351. To,

The Magistrate of Salem.

Transmitting copy of an Extract from the Minutes of Consultation dated the 13th Ultimo sanctioning the offer of a reward of 100 Rupees for the reapprehension of the prisoner Chinnaundee and directing that the descriptive rolls of the several Prisoners who escaped in the Salem District be published in the Official Gazette and to furnish certain explanations connected with their escape.—

7th March 1846.— Sent open letter No.

No. 352. Memo.

The Sessions Report for the year 1845-4 forwarded by the Sessions Judge of Salem under date the 27th February 1846 is herewith returned to that Officer with reference to his letter dated the 3rd Instant.—

By order of the Court of Tonjdaree Adalut.—

(Signed) H. D. Phillips.

Register.—

9th March 1846.—

No. 353. To,

The Sessions Judge of Coimbatore.—

Sir,

I am directed to acknowledge the receipt of

of your letter dated the 23rd Ultimo, and in reply
to inform you that, under the authority vested
Vide Fort St. George Gazette Page 608. in them by the order of Government dated 28th
July 1843, the Judges of the Toujdaree Adalut
sanction the statement of charges actually incurred
in your Jail, amounting to Rupees (25. 6. 10.)
Twenty five, annas six and pice ten.

9th March 1846. (Signed) H. D. Phillips
Register.

No. 367. To
The Sessions Judge of Cuddalore.
Sir,

In reply to your letter of the 10th Ultimo
I am directed by the Court of Toujdaree Adalut to
request you will with reference to the orders of
Government dated 28th September 1843, and Proceedings
under date the 11th October 1844 specifying the
grounds on which you have been induced to
recommend the offer of so large a reward as
50 Rupees for the recapture of the three convicts
still remaining at large out of the number who
escaped on the 26th January last.

10th March 1846.

(Signed) T. Roberts
Senior Assistant Judge

No. 368.

Memo.

The Cumbaconum Criminal Report
for the Month of November 1845 is herewith returned
to the Subordinate Judge of Cumbaconum with
reference to his letter dated the 13th February 1846.

By order of the Court of Toujdaree Adalut.

10th March 1846. (Signed) H. D. Phillips
Register.

No. 369.

To
The Sessions Judge of Trichinopoly.
Sir,

The Judges of the Toujdaree Adalut have
instructed me again to return to you for further amendment
and declaration that such is not necessary the Jail Return for
1845 because it appears highly improbable that of the aggre-
gate number of Prisoners in Jail at the close of 1845,
the same number as 345 should be individuals, who previous to
the imprisonment which they were at that time undergoing
had once been committed to Jail.

2 The Judges consider it possible you may have
deemed it necessary to enter in the Column appropriated
to the number of Prisoners in confinement once, all those who being
in the Jail at the end of 1845 for the first time may literally be so
designated. Attention to the object of the three following Columns, it
is clear in the opinion of the Judges, that the Column in question is intended
to show the number of Prisoners who are under restraint for the second
to exhibit the number of Persons who are under restraint for the second
time, and accordingly they request you will without delay return it
the Statement with the required alterations.

(Signed) H. D. Phillips
Register

10th March 1846.

Tovidaree Diary 11th March 1846.-

No. 373 To, (No. 21.)

The Secretary to Government in the

Judicial Department.

Sir,

1. With reference to my letter dated the 14th January last No. 7, I am directed by the Court of Tovidaree Udalut to report for the information of the Most Noble the Governor in Council that the Convicts in the Jail at Ching Pink awaiting orders of their sentences of transportation have now accumulated to Eight.-

2. The names of these additional Convicts are.

Ullaraa

Bogra

Munjoo

Juan Tarate pookatel Tyan

and

Potiata patinkaroot padekel Pola

Cheroman Coran.-

I have the honor to be &c.

(Signed) H. D. Phillips-

Register-

11th March 1846.-

4.

Tovidaree Diary 16th March 1846.-

Tovidaree Diary 11th and 13th March 1846.-

No. 374.

Memorandum.-

10 Sheets of the Printed Calendars.

10 Printed forms of the Monthly Statement of the Labor of Convicts

2 Do of the Monthly Criminal Report No VII

2 Do of the Half yearly Criminal Statement No IV

Forwarded to the Sessions Judge of Masulipatam with reference to his letter dated the 28th Ultimo.-

By order of the Court of Tovidaree Udalut

No. 872. 11th March 1846. (Signed) H. D. Phillips

Register

To,

The Acting Subordinate Judge

of Mangalore.-

Sir,

1. I am directed by the Judges of the Court of Tovidaree Udalut to return to you the statement shewing the manner in which the convicts under your charge have been employed for the 2d half of 1845, because it includes the 8 prisoners under regulation of Seventy, as appears from the Criminal Report for the month of December 1845; whereas it is intended that the statement should be which only Convicts exclusive of prisoners in confinement

confinement in default of finding securities.

2. You will accordingly be pleased to amend the statement and retransmit it without delay, filled up in one of the four printed forms herewith forwarded.

13th March 1846. (Signed) F. D. Phillips.

Register

No. 388.

To,

The Acting Session Judge of

Sir,

Tarleton.

I have been ordered by the Judges of the Foujdaree Adalut to return to you the enclosed communication with a request that your signature may be affixed to it.

14th March 1846. (Signed) F. D. Phillips.

Register

No. 389.

To,

The Subordinate Judge of

Rajahmundry.

Sir,

1. I am directed by the Judges of the Court of Foujdaree Adalut to return to you the statement shewing the manner in which the Convicts under your charge have been employed for the 2d half of 1845; because it includes the

8

prisoners under sentences of security, as appears from the Criminal Reports for the month of December 1845, which it is intended that the statement should publish only "Convicts" exclusive of Prisoners in confinement in default of finding security.

2. You will accordingly amend the Statement and retransmit it without delay, filled up in one of the four printed forms herewith forwarded.

(Signed) F. D. Phillips.

Register

14th March 1846.

To

The Acting Subordinate Criminal Judge of Huddapah.

Sir,

I am directed to acknowledge the receipt of your letter dated the 26th Ultimo, and in reply to inform you that under the authority vested in them by the order of Government dated 20th July 1843, the Judges of the Foujdaree Adalut, remit the expence incurred for subsisting the children of Prisoners in your Jail for the 4th Quarter of 1845, amounting to

Rupees

Rupees (5-14-6.) five, Annas fourteen and pieces six.-
14th March 1846. (Signd.) H. D. Phillips.-

No. 391. To,
Registered.-
The Acting Session Judge of Calicut.-

Transmitting copy of an order of Government dated the 5th instant, authorizing the transfer of the Prisoner in Case No. 42 of 1845 of the Session Court at Calicut for trial to the Session Court at Tellicherry.-

14th March 1846.- (Sent usual letter No.)

No. 397. To, (No. 22.)
The Secretary to Government in the Judicial Department.
Sir,

I am directed by the Judges of the Foujdaree Udalut to forward to be laid before the Most Noble the Governor in Council the accompanying copy of a communication from the Subordinate Judge of Bellary under date the 23rd Ultimo, requesting sanction for the disbursement of Rupees Two hundred and eight (Rupees 208) in the construction of four carts at a cost of Rupees 52 each.-

As

2. It appears from the Subordinate Judge's communication that the carts in question are required for present use the Judges beg respectfully to recommend that the sanction of Government may be accorded to the disbursement of Rupees Two hundred and eight for the purpose stated.-

16th March 1846.- (Signd.) H. D. Phillips.

No. 398. To, (No. 23.)
Registered.-
The Secretary to Government in the Judicial Department.
Sir,

With reference to an order of Government No. 893 dated 3rd December 1841 communicating copy of a letter from the Supreme Government sanctioning for life the continuance of the Pension granted to the son of the late Sutcovy Mungesetty Backall of Pedda Coda-magundalah, to the widow of the Buckall at the reduced rate of Rupees 1½ per mensem payable from the 4th August 1841 the date of her son's death.

I am directed by the Court of Foujdaree Udalut to transmit to you to be laid before Government

the

the accompanying copy of a letter from the Magis-
-trate of Gunloon dated 23d February last submit-
ting a descriptive Roll of the undermentioned Convicts
Gorramah and requesting to be furnished with
a renewed Pension Certificate under the provisions
rules of the 22d December 1835.

16th March 1846.

(Signd) D. Phillips
Register

N.399.

To

The Sessions Judge

Tenasserim

Sir,

I am directed by the judges of the Court of Toungdaree Udalut to return the State-
-ment Nos 1 and 2 for the half yr. 1845, submitted with your letter of the 20th Ultimo and to desire that you will explain why the aggregate of Columns 9 and 12, in Statement No 2 does not correspond with the total of persons in Column 8 and how it is happened that 2 cases containing 3 persons under the head of "accidental homicide" and one case of "Escaping from confinement" should appear in Columns 4 while

while there are none entered in either of Columns 5. 6 or 7 under those heads.

2 With reference to the General heading at the top of the Statement No 1 you are requested to inform the Judges why the same designation of Station as the statement No 2 exhibits, has not been introduced in the former.

3 You will be pleased to have the statements duly amended, and retransmit them to this Office with the least practicable delay.

16th March 1846. (Signed) D. Phillips
Register

N.414.

Erratum

In the Order noted below the Extract from the Minutes of Consultation under date the 13th February 1846 for Communicated to the Magistrate of Salem for his information read Communicated to the Magistrate of Salem for his information and report.

By order of the Court of Toungdaree Udalut

17th March 1846. (Signed) D. Phillips
Register

Memo

N:439

Memo:

The Original record of the trial in C
N:26 of 1845 is herewith returned to the Sessi
Judge of Trincomalee with reference to the
Circular letter dated the 14th February 1846

By order of the Court of Fouzdaree Adalut
18th March 1846. (Signed) H. D. Phill
Regist

N:439. To

The Sessions Judge
Batticaloa

Sir,

Adverting to an existing
mode of procedure in the submission of
Sessions Judges of the Calendars of trials
drawn for reference to the Court of Sessions
Udalut, I am desired to intimate that the
Judges desire to receive such Calendars as
soon as may be possible after the close
of proceedings in the Session Court and
with the translation of the record.

23rd March 1846. (Signd) H. D. Phillips
Regist

Circular)

Fouzdaree Diary 24th March 1846

N:435

To,

The Session Judge
of
Batticaloa

Sir,

1. With reference to the Circular Order noted marginally I am desired by the Court of Fouzdaree Udalut to return to you the Sessions Report for the year 1845 and its enclosures submitted by you under date the 10th Instant, in order to its being blended with the report to be submitted by you under Circular Order dated 16th November 1843.

2. The Judges also direct me to inform you that under their Circular Letter dated 2d May 1845 you are required to furnish this Court with only such portions of the Magistrates' Calendars submitted to you quarterly, as may have elicited in the proceedings held on them by the Session Court remarks of any kind.

24th March 1846 (Signed) H. D. Phillips
Register

No 436

Memo.

24 Printed forms of the Supplemental Rep
forwarded to the Officiating Principal Sud
Ameen of Tinnevelly with reference to his letter
dated the 18th Instant.

By Order of the Court of Foujdaree Udalut
24th March 1846.

(Signed) W. D. Phillips.
Registe

No 439. To,

The Magistrate of Guntoor.

The same
to the Magis-
trate of
Salem

Sir,

The half yearly Criminal Stat
shewing the manner in which the Convicts und
your Charge were employed during the 2nd half
1845 as required by this Court's Letter dated 25th
1830 not having as yet been received, I am directed
the Judges of the Foujdaree Udalut to desire you
will transmit the same without further delay

25th March 1846

(Signed) W. D. Phillips.
Regist

(No 34)

No 440 To,

The Secretary to Government
in the
Judicial Department

Sir,

1 I am directed to report for the information of the Judges of the Foujdaree Udalut, including the Chief Judge being equally divided in regard to a question which has arisen in the trial of the 2d prisoner in Case No 26 on the file of the Principal Assistant Agents Court at Vizagapatam.

2 I am directed to report that a necessity has arisen for the temporary assistance of an additional Judge in the Foujdaree Udalut and accordingly to suggest for the consideration of the Most Noble the Governor in Council, that, under the provisions of Section IV. Regulation III of 1825, the requisite appointment may be made.

25th March 1846. (Signed) W. D. Phillips
Register

No 441. To The Agent to the Governor of Prince of Wales Island at Penang.

Transmitting a copy of an Extract from the Minutes of Consultation dated the Instant communicating a copy of a letter from the Resident Councellor of Singapore together with Extract from the Log of the Barque Amo relative to Convict who fell over board and was drowned.

25th March 1846

No 442. To The Principal Sudr Ameen of

Adverting to the reason assigned by you under date 17th January 1846 for the delay occurred in the submission of the annual Criminal Reports for December 1845 viz: that leave had been granted "to the Court" on account of the Mohurrum and Pongul.

2.

I am desired to intimate that the Judges of the Foujdaree Adalut cannot consider excuse of that nature to be sufficient and reliable as leave of absence should on no occasion be granted to the ministerial Subordinates of your Court

Court, unless the indulgence can be accorded without detriment to the conduct of their public duties and your own. The Judges, however, are at a loss to comprehend how the submission of the Reports in question can have been impeded by the absence of the Mahomedan and Hindoo servants since it is observed that there are on the establishment sanctioned for your Court so many as five Cash Indians who were available for the preparation of the Reports and should not have absented themselves from their Offices during the festivals adverted to.

25th March 1846. (Signed) H. D. Phillips. Registr.

No 444. (See Order in Criminal Department Page 4 Para 2 No for 32 dated January 1832.)

Foujdaree Diary 26th March 1846.

No. 425. To,

The Sessions Judge of Combatore

Sir,

With reference to a requisition from the Government dated 21st Instant, I am desired by the Judges of the Foujdaree Adalut to return to you the depositions alluded to in your letter dated 28th October 1845, regarding charges preferred against Mr Saunders not laid before the Court of Foujdaree Adalut with your communications of the present June.

26th March 1846.

(Signed) H. D. Phillipps
Register

Foujdaree Diary 26th and 27th March 1846.

No. 426. To,

The Agent to the Governor of Fort St George
at Kurnool

Sir

1. I am desired by the Judges of the Foujdaree Adalut to return to you the Statements of Contingent charges submitted by you for July 1254.

2. The Judges have ordered me to point out that the Extract Minutes of Consultation, on which the Circular from the Board of Revenue under which it is to be inferred you have submitted the above statements, refer only to Expenses incurred for Convicts employed on public works whereas the charges entered in the Statements now retransmitted include two Nos 20 & 21 which are not of that description and cannot be checked in this Court.

26th March 1846

(Signed) H. D. Phillipps
Register

No. 427. (No 26.)

To,

The Secretary to Government in the
Judicial Department

Sir,

1. Adverting to the order of Government dated the 20th Ultimo, No 160, on a Petition from Sorbarow late Tahsildar and Head of Police of the Talook of Saron in the Collectorate of Coimbatore, requesting the Judges of the Foujdaree Adalut to state whether they think it necessary that the exclusion of the Petitioner from the Public service should be permanent; I am desired by the Judges of the Foujdaree Adalut to state that the proceedings held by the Court of Foujdaree Adalut on their review of the case which led to the dismissal of the Petitioner, do not show that it was intended to render him incapable of future service,

to at least to promulgate such an intimation.

2. The Judges however are of opinion that the responsibility in Ullaah to the person who is the Petitioner again to publish an [illegible] with a view of [illegible] culpability attaching to him when in a situation of trust and power they have desired me to forward copies of the proceedings noted marginally and of Memorandums recorded in the late Acting 1st and the present 2d Judges and 2d August 1844. Petitioners conduct is fully developed.

3. The 2d Judge has [illegible] communication.

27th March 1846.

No. 448. To

The Acting Session Judge of Madura.

Sir,

1. I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of the Jail return for 1845, submitted by you under date the 21st Ultimo, and to desire that you will explain with reference to the entry under the heading Deaths in Column 14, under what circumstances so large a number of persons as 115 died in the Zillah Jail during the year 1845.

2. Adverting to the entry in Column 12 you are requested to inform the Judges how it happens

Dated 16th October 1846.

Dated 6th July and 12th August 1844.

happens that the prisoners in the Zillah Jail are employed on work from 7 O'Clock in the morning to 5 in the evening, without an interval of rest.

3 Three Copies of printed forms of the above Statement are herewith forwarded for the use of your Court.

27th March 1846. (Signed) H. D. Phillips

Register

No. 452 To

The Session Judge of Chingleput

Sir,

1 I am directed by the Court of Foujdaree Udalut to desire you will immediately despatch to the Presidency, for transfer to the Custody of the Acting Chief Magistrate and Superintendant of Police the 8 Convicts now under your charge awaiting execution of their sentences of transportation.

2. You will be pleased to transmit to this Office, by Tappaul, the usual Calendar of the Convicts who may be forwarded to the Presidency under these orders.

28th March 1846. (Signed) H. D. Phillips

Register

To

2. I am directed by the Court of Foujdaree Udalut to transmit to you to be laid before the Most Noble the Governor in Council, the accompanying copy of a letter dated 24th January last to the address of the Magistrate of Salem from Mr Dykes his Assistant, detailing the circumstances attending the escape of the prisoners in question and exonirating the guard from connivance or neglect of duty.

3 The Court consider the practice which appears to obtain in the Jails under the Superintendence of the Magistrate of Salem, of placing large bodies of convicts under the charge of other than the regular Jail guards, to be highly objectionable; and they have this day made known their views on this subject to the Magistrate and have strictly forbidden its continuance.

4 With reference to the conclusion of para: 3 of Mr Dykes letter, the Magistrate has reported that the belt of the prow who was killed, has been bestowed on his son, but he begs to recommend that on some pecuniary reward should be given to his family.

5 Before supporting the Magistrate's proposition the Court of Foujdaree Udalut have

No 453. To

The Magistrate of Tinnevelly

Transmitting copy of a letter of Government dated 4th November indicating the opinion of the Advocate General the course to be pursued in cases of assaults committed by European Planters

28th March 1846

(Sent usual letter)

No 454. To

The Secretary to Government

Sir,

With reference to the Extract from the Minutes of Consultation under date 13th March 1846 No 96 requesting the Judges of the Foujdaree Udalut to ascertain and report fully on the circumstances connected with the escape of certain Prisoners at work near Bhavani in the Salem District and call upon the Magistrate of Salem to explain why immediate report on the subject was not directed to Government as laid down in the Minutes of Consultation 6th May 1836 No 3

have deemed it proper to call for some fur-
information the result of which will be com-
cated to Government as early as practicable

6 In explanation of his omission to
submit the report required by Minutes of
Consultation of 6th May 1836 No 330 the Magistr
states that as the Circular Order of the Sad
Udalut No 42 dated 27th April 1835, direct
officers in charge of Jails to report direct to
Foujdaree Udalut upon the escape of Prisoner
from their Jails and to submit a copy of the
report to the Sessions Judge, he was led to
infer from that order that his report was
to have been sent to Government the Foujdaree Udalut and did not consider it
necessary to make a report direct - The
Magistrate however adds that the order laid
down in the Extract from the Minutes of Consult
-ation will be duly attended to in future.

28th March 1846.

(Signed) H. D. Phillips

Register

To

No 455.

To,

The Magistrate

of Sahsaw

Sir,

I am directed by the Court of Foujdaree
1 Udalut to acknowledge the receipt of your letters
of the 31st January and 2nd February last relative
to the 28 Convicts who effected their escape while at
work near Dhurmapoory.

The Court of Foujdaree Udalut are glad
2. to find that the imputed neglect of duty and
apparent apathy displayed by you on the occasion
of the late out break of the Convicts has been satis-
factorily explained to have arisen from a misconcep-
tion of your first communications which from their
vagueness and want of precision left the Court
under the impression that no immediate steps had
been taken by you to cause a local and searching
inquiry to be instituted into the cause of the out-
break.

3 The Court however cannot relieve
you from censure for having permitted so large
a body of Convicts, including at least one most
desperate character as shewn in Mr Dyke's letter,

to

to proceed to work outside the Jail ordinary ob-
than their regular and responsible guard and
would seem in direct infraction of the rules
23rd May 1837 (Sec. rules 9, 10 and 11) Circular Order
without any Jail officer.

4 The practice which you state obtains
under the Magistrate of Salem on occasions of
festivals, of placing bodies of Convicts under
inexperienced and inefficient Talook peons in
to allow the regular Jail peons time to celebrate
these feasts is open to the most serious objection
and must be discontinued. There appears no reason
why arrangements cannot be made for granting
leave of absence to portions of the guard in rota-
tion during the great Mahomedan and Hindoo
feasts and retaining a sufficient number at
their posts to allow of the greater number of the
convicts being taken out to work: but if such
arrangements cannot be made the convicts
should be made to work within the walls of
the Jail.

5 The Court of Foujdaree Adawlut
are unable from the very unsatisfactory manner in

in which your recommendation has been submit-
ted, to solicit from Government any pecuniary
reward for the family of the deceased prow-

6 Before forwarding with their sup-
port any suggestion of this kind the Court
must be informed at length of the circumstance
which may in your opinion have indicated the
bravery of the deceased the extent of his family
the length of his services and the amount which
under the circumstances of the case would appear
to be a sufficient reward together with the
grounds of such opinion.

28th March 1846

(Signed) W. D. Phillips
Register

No. 457 To,

The ——

Sir,

Sessions Judge of
Chingleput, Cuddalore,
Tinnevelly, Trichinopoly,
Tellicherry, Nellore, Guntoor,
Honore, Chicacole, Coimbatore
and Masulipatam
Subordinate Judges of

I am desired by the
Judges of the Foujdaree
Adawlut to state that
adverting to a recent order
of Government the buff
accoutrements

Salem, Madura, Bellary,
Rajahmundry, Calicut,
Cuddapah, Chittoor, Combaconum,
and Mangalore.
and
Principal Sudr Ameen of
Cochin, Sheshapoor and
Vizagapatam.

31st March 1846.

accutrements referred
to in this Courts' communi-
cation dated 25th January
1846 will not be supplied.

Signed H. D. Phillips
Register

No 458. To

The Magistrate
of
Trichinopoly.

Sir

1 Adverting to your communication dated 13th December last resubmitting a statment and 2 accounts particular, I am desired to observe that the Circular letter from the Board of Revenue to which you refer, does not include in its marginal enumeration the entries made in account particulars which cannot therefore be received and checked in the Court of Foujdaree Udalut.

The

2 The Judges have accordingly instructed me to return it to you and to point out that no objection exists to the submission through them of the statement of reward paid for the apprehension of robbers which has been retained in the office of their Register for eventual transmission to Government.

30th March 1846. Signed H. D. Phillips.

No 470. To, (No 29.) Registers

The Secretary to Government in the
Judicial Department.

Sir,

1. With reference to the Extract from the Minutes of Consultation under date the 25th Instant No 588 I am directed by the Court of Foujdaree Udalut to state, that in obedience to the orders therein contained, 8 convicts under sentence of transportation are reported to have been despatched from Chingleput on the 29th Instant, to the charge of the Acting Chief Magistrate and Superintendent of Police at Madras in view to their embarkation.

2. The usual Calendar of these

Convicts

Convicts accompanies this communication.-

31st March 1846. (Signed) H. D. Phillips-

No. 471. To. No. 30. Register

The Secretary to Government in the

Sir, Judicial Department.

1. In reply to Extract from the Minutes of Consultation dated the 17th Instant, No. 768, communicating for report an Extract from the Minutes of Consultation in the Military Department referring a letter from the Adjutant General of the Army recommending that if a reward is allowed for the apprehension at Pondicherry of a Convict named Ally Begh may be given to Trumpet Major Todd 7th Light Cavalry who arrested him.-

2. I am desired by the Judges of the Fort St. David Adalut to state for the information of the Most Noble the Governor in Council, that the records of their Court do not furnish any clue to the circumstances attending the escape from custody of the Prisoner referred to, who is stated in the letter of Lieutenant Colonel Fenning to have escaped from Jaulnah, whilst undergoing the sentence

awarded him by a Native General Court Martial.-

31st March 1846. (Signed) H. D. Phillips-

No. 472. To. Register

The Sessions Judge of Nellore.-

Sir,

1. In reply to your letter of the 16th Instant requesting sanction for the payment of Rupees 1-11-4 to one of the witnesses examined in Calendar No. 33 of 1845 as hire for a horse for coming from and returning to his village, he being very old and infirm.-

2. I am desired to intimate that the amount in question may be disbursed and included in the usual batta statements.-

31st March 1846. (Signed) H. D. Phillips-

No. 473. To. Register-

The Sessions Judge of Cuddalore.-

Sir,

Adverting to the report of casualties Vz among the prisoners in the jail at Cuddalore during the month of February last submitted by you under date the 13th Instant I am directed by

by the Court of Foujdaree Udalut to express their extreme regret at the mortality which prevails in the Jail and to request you will explain the causes to which in your opinion this great case of mortality is ascribable and will at the same time point out any means which may appear to you calculated to reduce it.-

31st March 1846.- (Signed) J. Clarke.
Junior Deputy Register.-

No 474.

No 475. To

The Magistrate of Canara.-

Sir

1. In reply to your letter of the 4th instant submitting the question whether the Circular Order Foujdaree Udalut No 158 was intended to apply to the case of Under Arrears at detached stations established by Section XLVII Act VII of 1843.-

2. I am desired by the Judges of the Foujdaree Udalut to intimate that as your address has reference to an order passed by the Sessions Judge of Honore, the propriety of which is called in question, it is necessary that your observations should be submitted through the medium of the Sessions Judge.-

(Signed) T. D. Phillips.-
Register.-

31st March 1846.-

Fouzdaree Diary 1st May 1846

No 700

To

The Session Judges of

Cuddalore Trichinopoly

Coimbatore and Masulipatam

Sir,

I am directed by the Judges of the Fouzdaree Udalut to inform you that in view to diminish the labor of check and entry resulting from the receipt as separate communications, of the usual Monthly Criminal and Jail Reports, they request their reports may in future be transmitted to their Register office stitched together so as to form a single communication.

I have the honor to be

Sir

Your Most Obedient and

humble Servant

1st May 1846.

Signed W D Phillips

Register

To.

No 701. To

The Sessions Judge of Rajahmundry

Sir,

In reply to your letter dated the 1st Ultimo on the subject of arrangements for laying before the Foujdaree Udalut, the trial in Case No 7 of 1846 on your File; I am desired to intimate that as it is not conveniently practicable to have translations of the record prepared in the office of the Courts Register, the Judges will await its submission by yourself in the usual course.

1st May 1846.

/Signed/ H D Phillips

Register

No 702 To

The Magistrate of Masulipatam

Sir,

I am desired by the Judges of the Foujdaree Udalut to return the statements transmitted with your letter dated 18th Ultimo as the charges therein exhibited do not appear to come within the powers of check and control which it is competent to this Court to exercise.

1st May 1846.

I have the honor to be &c

/Signed/ H D. Phillips

Register

To

No 703 To

The Sessions Judge of Chittoor

Sir,

1 In reply to your letter dated 18th Ultimo, reporting the incompleteness of certain trials recently in progress in the Sessions Court consequent on the demise of the late Moosfy.

2 I am desired to convey to you the instruction of the Court of Foujdaree Udalut that what has been left undone may be done by the successor of the late Moosfy, on his arrival at Chittoor.

1st May 1846. /Signed/ H D Phillips

Register

No 708. To

The Acting Sessions Judge of Calicut

Sir,

In reply to your letter dated 13th Ultimo, I am desired to state that the Judges of the Foujdaree Udalut considering their Circular letter of the 2d May 1845 has correctly being deemed applicable only to the Magistrates Calendars and that the requisition addressed to you under date the 3d Ultimo arose from the want of clearness apparent in the heading and closing para of the Sessions Courts proceedings dated 12th February 1846 which you will observe

render

render it doubtful what Calendars and statements are remarked upon in the body of the proceedings.

2d. May 1846. (Signed) H. D Phillips
Register

No. 709 To The Sessions Judge of Chittoor

Sir,

In reply to your letter dated the 17th Ultimo requesting instructions regarding the future progress of the trial in Case No. 14 of 1846 on the file of the Sessions Court, I am desired to intimate the opinion of the Judges of the Foujdaree Udalut that it must await the arrival of the late Moofty Successor.

2d. May 1846 (Signed) H. D Phillips
Register

No. 710. To The Acting Subordinate Judge of Mangalore

Sir,

I am directed to acknowledge the receipt of your letter dated the 25th April 1846, and in reply to inform you that, under the authority vested in them by Vide Fort St George Gazette page 608 the order of Government dated 28th July 1843. the Judges of the Foujdaree Udalut sanction the disbursement of the sum of Rupees (100) one Hundred for the cost of the wood work required for building a house for

for the accommodation of the European Jailor attached to the Jail at Mangalore.

2d. May 1846. (Signed) H. D Phillips
Register

No. 715. Memorandum

3 Dozens of the Printed Calendars forwarded to the Acting Session Judge of Calicut with reference to his letter dated the 23d Ultimo.

By Order of the Court of Foujdaree Udalut.

4th. May 1846. (Signed) H. D Phillips
Register

No. 716 To The Acting Subordinate Judge of Cuddapah

Sir,

I am directed to acknowledge the receipt of your letter dated the 25th. April 1846, and in reply to inform you that, under the authority vested in them by Vide Fort St George Gazette page 608 the order of Government dated 28th July 1843, the Judges of the Foujdaree Udalut sanction the Statement of Batta paid for Listing the Children of Prisoners, during the 1st Quarter and from 1st to 20th April 1846, amounting to Rupees 19-9-8 Nine, annas nine and pice eight.

4th. May 1846. (Signed) H. D. Phillips
Regr
To.

(No 44.)

No 726 To The Secretary to Government

Transmitting with the Courts recommendation an original letter from the Subordinate Judge of Calicut dated 21st Ultimo forwarding amended Indent for tools &c with reference to this Courts letter of the 14th April 1826

5th May 1826. (Sent usual letter No)

No 727 To No 45

The Secretary to Government

Transmitting with the Courts recommendation an original letter from the Sessions Judge of Trichinopoly dated the 27th Ultimo forwarding an Indent in duplicate on the ordnance officer at Trichinopoly for the supply of Manatees &c in exchange for those rendered unserviceable to be returned

5th May 1826. (Sent usual letter No)

No 733. To (No 46.)

The Secretary to Government in the Judicial Department.

Sir,

With reference to the order of Government dated the 25th July 1820, No 351/604, I am directed by the Judges of the Foujdaree Udalut to transmit for submission to the Government of India, the accompanying copy of the Criminal Report for the 2d Half of 1825.

6th May 1826. (Signed) H D Phillips Regr

No 734 To (No 47)

The Secretary to Government in the Judicial Department

Sir,

1 In obedience to the orders of Government contained in the Extract from the Minutes of Council under date the 24th June 1834, I am directed by the Court of Foujdaree Udalut to transmit to be laid before the Most Noble the Governor in Council the accompanying No 182 copies in Triplicate of a Circular Order of this date.

2 I am further directed to submit an copy of the Circular Order for transmission to the Supreme Government with reference to the Extract from the Minutes of Council dated 21st July 1820.

6th May 1826. (Signed) H D Phillips Regr

No 735 To (No 48)

The Secretary to Government in the Judicial Department.

Sir,

1 In reply to the order of Government dated 14th Ultimo No 217, requesting the Judges of the Foujdaree Udalut to submit for the information of Government, copy of their proceedings directing the dismissal of Soobba Row late Head of Police of Carroor and with reference

to

N.7 to para 3 of their communication dated 27th March 1846 requiring the submission of any Minute of dissent which may have been recorded by the 2d Judge).—

2 I am instructed to transmit a copy of the Courts Proceedings dated 16th October 1844, a copy of which however, appears already to have been laid before

N.7 Government, in para 6 of which it will be observed, that an order for the dismissal of Soobba Row was passed, under the provisions of Section XXXIX, Act VII of 1843.

3 The Judges in further elucidation of the subject, have instructed me to add a copy of the From the Magistrate of Coimbatore dated 24th August 1844 and its enclosures.— communication noted Marginally—

4 As regards the Minute of dissent by the 2d Judge which the Government desire may be sent up, I am directed to state that the majority of the Court of

N.7 Fouzdaree Udalut as constituted on the 16th October 1844, of which the present 2d Judge was one, resolved not to promulgate the dismissal of Soobba Row; and that the 2d Judge's dissent from the communication recently laid before the Most Noble the Governor in Council was contained in a para to the effect

"The Judges of the Court of Such and Fouzdaree Udalut are of opinion that exclusion from the public service would often be a proper measure when the circumstances would not warrant the great disgrace which would attend the promulgation of such a sentence."

effect noted marginally which he proposed as an addition to the letter, but which was rejected by a Majority of his Colleagues on the grounds that it "would be more judicious to act upon it (the 2d Judges opinion) where necessary and proper, in silence, rather than to express it publicly" (as in a letter)—

6th May 1846. (Signed) H D Phillips
Register

N.736 To
The Session Judge of Salem

Transmitting copy of the Proceedings of the Fouzdaree Udalut dated the 16th and the order of Government thereon dated 28th Ultimo approving of the measures taken by the Fouzdaree Udalut for the transfer of 60 Convicts from Salem for employment under the orders of the Magistrate of Tanjore at Tranquebar.—

6th May 1846 (Sent usual letter N.)

N.740 To (N.49)
The Secretary to Government in the
Judicial Department.

Sir,

1 Adverting to your Official Memorandum dated the 27th Ultimo requesting the transmission of a copy of the Minute

Minute of Dissent of the 2d. Judge referred to in the 11th. para of the Courts letter of the 21st Ultimo.

2. I am desired by the Judges of the Foujdaree Udalut to state that on reference to the Minutes of discussion respecting the terms in which should be drafted the letter in question, it is found to be impracticable clearly to convey to the Most Noble the Governor in Council the ground on which the 2d. Judge dissented, unless by submitting copied seriatim, a transcript of the remarks recorded by each Judge on the Draft of the letter first put in circulation amongst the Judges of the Court by their Register and which accordingly I am now instructed to forward for the consideration of Govt.

7th. May 1826. (Signed) H. D. Phillips Regr.

To

Draft of letter circulated on the 2d. April 1826.

The Secretary to Government in the Judicial Department.

Sir.

1. I am directed by the Judges of the Foujdaree Udalut to state for the information of the Most Noble the Governor in Council, that in conformity with the wish expressed by Government in the Minutes of Consultation noted Dated 20th Sept. 1825. N. 698.
20th Janry 1826. 43. marginally, they called for and have perused the record of the trial in which one Poonasing was on the 5th. November 1824 charged before the Sessions Court at Chittoor, Mr. W. R. Taylor presiding, in N. 46 on the Calendar for that year, with having on the provision 24th. March fraudulently appropriated a double post paid letter containing a Bank note for 100 Rupees despatched on the 21st of the same Month from the Post office at Cuddalore by the Prosecutor Mahomed Modeen to the address of his father Abdool Latif at Vellore, and find the proceedings in the case open to the following remarks.

2. The Prosecutor was unable to specify the No. of the Bank note alleged to have been under cover of the letter in question. He could not specify by name the individual

Foujdaree Diary 7th. May 1826.

individual by whom the letter was carried to the Post Office. He recollected only that two persons were present when he wrote, but not that they saw him inclose the Bank note in the letter. It is not shown whence the Prosecutor procured the Bank note.

3. The Prisoner did not deny having received the letter from the Post Office writer.

4. It was only after the alleged miscarriage of the letter that the father of the Prosecutor declared it had given cover to a Bank note.

5. The Prisoner is shown to have acknowledged the possibility of his having delivered the letter to a person of the same name as that of the Prosecutor and expressed his readiness under such circumstances to use his best endeavours to obtain possession of it again for the Prosecutor.

6. The Prisoner showed his own book of accounts to the Prosecutor thereby exhibiting an Entry to the effect that he had received a letter addressed to a person of Prosecutors name.

7. Evidence was not adduced to prove that Prosecutor was seen to inclose the Bank note in the letter.

Neither

Neither was there testimony to the number of the note referred to.

8 One of the two witnesses stated by the Prosecutor to have been present when he wrote the letter, denied having at that time seen any Bank Note, whilst the other witness declared that he had observed one by the Prosecutor.

9 It appears to the Judges under the above circumstances that the trial of the Prisoner Foonasing was deficient in many essential respects; that the evidence against him was by no means satisfactory or conclusive and that his conviction was not justifiable.

10 They do not therefore hesitate to declare the opinion that the Prisoner should be immediately released and accordingly they beg to suggest ^ that the Most Noble the Governor in Council may be pleased to authorize the issue of orders by this Court for setting Foonasing at libery.

The man has been legally convicted and nothing but a pardon can effect his release if he has been illegally convicted we can order his release of our own authority

Addition proposed by 2d Judge.

^ that pardon be extended to the Prisoner and.

(Signd) M. L.

How can we say any thing of "pardon" in respect to a man not legally convicted? I would omit and merely request orders for his release.

(Sigd) G. I. W.

Fauydaree Diary 7th May 1826.

authority but this is the first time that it has been suggested that the conviction is illegal

26th March (Signed) M. Lewin

The draft bearing the initials of the 2d Judge says that the "evidence against him (the Prisoner) was by no means satisfactory, or conclusive, and that his conviction was not justifiable"

The 2d Judge notwithstanding contends that he "has been legally convicted and (that) nothing but a pardon can effect his release".

To speak of a Man being "legally convicted" when his conviction was "not justifiable", and to solicit pardon in behalf of a Man where the evidence adduced against him is so "inconclusive" and "unsatisfactory" as to render his conviction "unjustifiable" appears to me (divesting the matter of all legal quibble) to involve a contradiction of terms and of facts.

It is my belief (with reference to what is clearly admitted in the draft arising as it does from a mature consideration of the record of trial) that we should request the sanction of the Government for the Man's "release" and not for his pardon.

I would do this because considering that the matter

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Fonjdaree Diary 7th May 1826

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I would do this because considering that the matter

matter has been before the Government it is obviously a proper and respectful course to follow.

I would also do so, because (tho the 2d Judge assumes the contrary) it appears to me that we have not the power (under the circumstances of the case) to order this Man's release.

The Man was convicted and punished by the Session Judge and this proceeding was sanctioned by two Judges of the Court of Fouydaree Udalut. I have given particular attention to Sections 33, 34 and 35 of Act 7 of 1843 and I cannot so construe them directly or indirectly, as to meet this case.

The Sections above noted refer to the acts of a Single Judge and to those of a full Court also to what may be done upon a consideration of a Calendar, or record of trial, but in all and each case the reference is direct from the proceedings of a Session Judge, not from the proceedings of two Judges (or from the proceedings of a Majority) of the Court of Fouydaree Udalut. I am aware that it is within the province of the Court and that it is fit and proper that we should have the power to express dissent from the opinions of former Judges and this indeed we constantly do;

Fouydaree Diary 7th May 1846.

do, but we have no authority or power so to construe an act or regulation as to alter its plain and manifest meaning and relations. and I am perfectly certain that the Sections I have quoted of Act 7 of 1843 do not vest in us the power of releasing this Prisoner, and if they do not (other legal sanction being wanting) no order of Court past present or future is of any avail legally speaking to such end.

(Signed) G. I. Waters
30th March

The question must go to the 3d Judge
(Signed) G. I. W.

See Page 478 2d Volume Nizamut Udalut reports which may be held apposite but the Judges then considering the question appear to have been of conflicting opinions, and to have come to no final resolution upon this point.

(Signed) G. I. W.

Tho the man has been illegally convicted in the opinion of this Court his sentence has been confirmed by a full Court, and cannot be disturbed by the present Members consequently the Sanction of Government must be obtained for its remission, which is tantamount to the proposed application for Pardon.
31st March. (Signed) T. B.

J

I deem it unnecessary to affply to the comments of the 1st Judge, tho I shall be fully prepared to show that the opinions contained in them are wholly erroneous if the Govt should desire more on the subject pardon is the only legal Medium of release.

3d April

(Signed) M. L.

I am content that the word remit as suggested by the 3d Judge should be selected in preference to the word "pardon" (see inside) I do not however consider their meaning either in a legal point of view or in common conversation to be Synonymous altogether.

4th April

(Signed) G. I. W.

I wish to have the Draft-four copied before signing it- as far as I can now Judge, the 1st Judge wishes to substitute the word remit for "pardon" the remission of a Sin and the pardon of a Sin, are not very different; I therefore object to the word pardon (as the legal word) being another.

7th April

(Signed) M. L.

I beg to remark that the word remit as used in the new draft (and as selected by the 1st and 3d Judges) differs essentially from the word pardon at least in my opinion.

In using the word "remit," we refer to our erroneous sentence,

Fouzdaree Diary 7th May 1846.

sentence, the remission of which is proper and just.

In using the word "pardon" we refer to the Prisoner who as convicted upon insufficient grounds should be reckoned innocent and who consequently needs no pardon.

(Signed) G. I. W.

I merely make the above remark in order to assure the 2d Judge that I have objected to the use of the word "pardon" upon grounds which have appeared to me reasonable and proper, and not at all in an unacceptionable light.

(Signed) G. I. W.

8th April

Many words Synonymous in a Dictionary often cease in composition to have even an analogy one to the other.

(Signed) G. I. W.

(Signed) J. B.

15th April

If this is concurred in by the 3d Judge it must be stated that I object to it, on the grounds that the words substituted by the 1st Judge Viz. remit the sentence instead of "extending pardon to the prisoner which stood in the former amended draft, tho of the same literal meaning, are not the legal

legal terms applicable to the case and that there was no occasion to substitute the words now in the Draft which are not usual legal phrase.

(Signed) M. L.

It can of course be stated in the draft that the 2d Judge dissents to its wording and that he has recorded a Minute.

It is not customary to go beyond this, and upon one occasion, when I wished to do so, the 2d Judge objected and it was not done.

(Signed) G. I. W.

I am agreed with the 1st Judge in the distinction he has drawn in the present case between the "remission" of the sentence, and the "pardoning" of the individual.

Notice as the 2d Judge wishes his dissent to the substitution of the words now adopted.

15th April

(Signed) T. B.

Let it then be stated "the 2d Judge dissents from the draft and has recorded the grounds of his dissent."

18th April

(Signed) M. L.
Enter so
(Signed) T. B.
(Signed) G. I. W.
(Signed) H. D. Phillips
Regr

No. 741. Memorandum

1 Copy of the Epitome of the duties of a Justice of the Peace forwarded for the use of the Sessions and Subordinate Judges, Magistrates and Joint Magistrates and Principal Sudr Ameen of Cochin.

By Order of the Court of Foujdaree Udalut.

7th May 1846. (Signed) A. J. Arbuthnot

Regr. Asst. to the Register

No. 742. To The Subordinate Judge of Salem

Sir

I am directed to acknowledge the receipt of your letter dated the 29th Ultimo, and in reply to inform you that, under the authority vested in them by the order of Government dated 28th July 1843, the Judges of the Foujdaree Udalut sanction the disbursement of Rupees 160/ Sixty/ for purchasing 100 pairs of fetters for the use of the Convicts in the Jail.

Vide Fort St George Gazette page 608.

7th May 1846. I have the honor to be &c

(Signed) H. D. Phillips
Register

To

No 743 To The Session Judge of Trichinopoly

Forwarding copy of a Communication from the Board of Revenue conveying the sanction of the Supreme Government for the construction of a new Jail at Trichinopoly

7th May 1846.

(Sent usual letter No 750)

No 752 To The Secretary to Government in the Judicial Department

Sir,

1. With reference to the concluding para. of this Court's letter under date the 6th Ultimo, I am directed by the Judges of the Tuyjdaree Udalut to forward for the consideration of the Most Noble the Governor in Council the accompanying copy of a communication of the date noted marginally from the Session Judge of Cuddalore submitting with reference to the recent outbreak among the convicts at that station, a statement exhibiting the names of the prisoners who effected their escape and were retaken, and the punishment awarded to each of them.

2. The Most Noble the Governor in Council will observe that in reply to the requisition made

17th April 1846.

made by the Tuyjdaree Udalut for additional information regarding the circumstances connected with the outbreak in question consequent on the receipt of the Extract from the Minutes of Consultation under date the 10th February last the Session Judge states that "no information additional to that contained in his letter to the Tuyjdaree Udalut under date the 29th January last (a copy of which was at the time submitted to Government) has been elicited by the Judicial enquiries since held; and it does not occur to the Judges of the Tuyjdaree Udalut to suggest any measures for the re apprehension of the three escaped Convicts still at large, other than that already recommended, Viz. the offer of an enhanced reward of Rupees 50 each which has already been sanctioned by Government and inserted in the Official Gazette; as they infer that the local Magisterial authorities have not failed to act with rigour on the requisition addressed to them by the Session Judge immediately after the outbreak took place.

8th May 1846.

I have the honor to be &c.

Signed H D Phillips

Register

To

No. 763. To The Subordinate Judge of Combaco

Sir,

I am directed by the Judges of the Fayjdaree Udalut under instructions received from Government, to desire that you will adopt immediate measures for transferring to Cannicals to the charge of Tanjore the Magistrate of Tanjore for keeping in repair the roads and other public works at Trangumbar

2 In the transfer of these convicts you will be pleased to observe all the rules laid down in the order of Government of the 9th of June 1837 printed at page 132 of the official Gazette of that year.

8th May 1846.

No. 769. (Signed) W D Phillips Register

Memorandum

Returned to the Sessions Judge of Kam in view to the required docket and endorsement being affixed in the Office of the Sessions Judge.

By order of the Court of Fayjdaree Udalut

11th May 1846. (Signed) W D Phillips Register

No. 770 Memorandum

Returned to the Acting Magistrate of North Arcot for completion of endorsement.

By Order of the Court of Fayjdaree Udalut

11th May 1846. (Signed) W. D. Phillips Register

No. Memorandum

The Register of the Court of Fayjdaree Udalut has the honor to forward an Extract from the Proceedings of the Court of Fayjdaree Udalut under date the 12th August 1844 regarding Soobbaraw late Head of Police of Caroor as requested in the Official Memorandum dated the 11th May 1846.

Fayjdaree Udalut Registers Office 13th May 1846. (Signed) W D Phillips Register

No. 790. To The Secretary to Government in the Judicial Department

To The Sessions Judge of Trichinopoly

Sir,

Adverting to the proposed construction at Trichinopoly of a new Jail, I am desired by the Judges of the Fayjdaree Udalut to request that, with reference to the communications noted marginally

× From F. Lt to Bd of R in the P. W. D. dated 3d January 1846 — From Secretary to Bd of R. in P. W. D. to F. Lt. dated 27 April 1846.
+ Copy sent herewith.

marginally, you will report for their information the proper period for making arrangements for the transfer of 150 Convicts, whom it is the wish of the Civil Engineer to employ and locate in a separate building near the site of the new Jail so as to reduce the estimated amount of Expenditure by 5000 Rupees.—

14th May 1846.

(Signed) H D Phillips
Register

No 791. To

The Secretary to Government

Transmitting with the Courts recommendation an original letter from the Subordinate Judge of Madura with an Estimate for tools for the use of the Convicts

14th May 1846.

(Sent usual letter No)

No 793. To

(No 52)

The Secretary to Government in the Judicial Department

Sir,

I am directed by the Court of Tanjore Udalut to state for the information of Government, that there are at present three Convicts awaiting execution of their sentences of transportation and

× 1 Savara Seerdoo.
2 Govindoo Sulahoongadoo.
3 Himmut Khan.

and to suggest that tenders be invited for their passage to Singapore.—

15th May 1846.

(Signed) H. D. Phillips.
Register

No 794. To

(No 53)

The Secretary to Government in the Judicial Department

Sir,

I am directed by the Judges of the Tanjore Udalut to submit, to be laid before the Most Noble the Governor in Council, the annexed copy of a communication from the Acting Session Judge of Calicut dated 18th March 1846 forwarding with his opinion, transcript of a communication from the Principal Sudr Ameen of Cochin regarding the manner of disposing of a charge of assault committed at Sea by one Native fisherman upon another, and requesting instructions.—

2 It will be seen that the Police Ameen at Tangacherry has sent for trial before the Principal Sudr Ameen's Court at Cochin, a case of assault committed by a Native fisherman upon another, at Sea, while they were in Canoes fishing, four or five miles off the Coast near Quilon and that the Principal Sudr Ameen

observes.

observes he can scarcely suppose it to be intended that such cases should be sent for trial before the Supreme Court

3. However much the Judges of the Foujdaree Udalut regret the necessity imposed by the law under the existing law, of forwarding for decision by Her Majesty's Supreme Court, at Madras, cases of the Nature referred to, they resolve on the present occasion to refrain from suggesting that the opinion of the Advocate General be taken, in the hope that specific instructions may have been received from the Honorable Court of Directors in reply to the representations which, from the communication noted marginally, appear to have been made regarding the propriety of assigning to mofussil Courts of Districts bordering on the Sea Coast a certain Restrict of admiralty jurisdiction

15th. May 1846

/ Signed / H D Phillips
Registr

No 795. To (No 54)

The Secretary to Government in the Judicial Department

Sir,

1. Adverting to the order by Government contained in the communication noted marginally requiring that the Court of Foujdaree Udalut shall in future be furnished by the Magistrate through the Court of Sudr and Foujdaree Udalut with a statement of repairs to Gaol buildings, Court Houses, Police Chauntries, and Bridges which they may prepare to

Extract Minutes of Consultation dated 10th March 1843. No 318.

Extract Minutes Consultations dated 11th September 1837 No 851

2. I am desired by the Judges respectfully to represent for the consideration of the Most Noble the Governor in Council that it may be doubted whether the order in question as regards Moonsiffs Court houses, can be made practically applicable to statements forwarded by the Magistracy inasmuch as all repairs to judicial buildings including those of District Moonsiffs Court Houses, not exceeding in Cost 40 Rupees, necessarily receive an application from the proper Civil Judge the sanction of the Court of Sudr Udalut before being carried into execution; whilst those requiring the expenditure of a larger sum are, under existing rules and practice, approved and authorized by Government before being commenced upon; and when carried out, are executed by the Civil Engineers Department or by Maistries under the orders of the Local Collector, the Magistrate having therewith no concern whatever.

3. As regards the submission through this Court of statements of the Cost of repairs of Police Chauntries, the Judges deem themselves called upon further to represent for the consideration of Government, that the expenses of repairs to buildings of that Class, will in all instances be made under orders of the Local Magisterial authorities, unless the practice be now prohibited, and as the records of the Sudr and Foujdaree Udalut afford no means of establishing a System of check and control by a comparison of outlays the Judges consider that it may perhaps be advisable to allow the statements in question to come before Government through the formerly acknowledged Channel, but if the Government should feel disposed to prohibit Magistrates from executing repairs to minor Out buildings such as Police Chauntries, by extending to such repairs the rules regarding those which apply to judicial buildings, the Judges beg that the increase of labor which would thereby be imposed on the Court of Sudr and Foujdaree Udalut may first receive the indulgent consideration of Government.

15th. May 1846.

I have the honor to be
Sir
Your Most Obedient Servant
/ Signed / H D Phillips
Registr

No 796

To

The Magistrate of South Arcot

Sir,

I am directed by the Judges of the Court of Fauydaree Udalut to return for amendment the Statement of Contingent charges for Fusly 1234 and its enclosures submitted by you under date the 7th January last, and to point out for your information and future guidance that the several charges should be entered in a single statement and numbered consecutively, that such General Statement should bear the following heading "Statement of Contingent charges incurred in Fusly— on account of Convicts employed on public works under orders of the Magistrate in the Zillah of Cuddalore;" and that the amount of fixed Establishment should not be included in such statement.—

You will therefore be pleased to furnish a fresh statement, which as little delay as possible, prepared in the manner indicated above, and after the form hereto annexed.—

15th May 1826.

Signed W. D. Phillips

Register

Statement

Statement of Contingent Charges incurred in Fusly— on account of Convicts employed on public works under orders of the Magistrate in the Zillah of—

No.	Nature of the Charges.	Expences incurred in Fusly—	Remarks Explanatory of the date of incurrence and reason for not preferring the charges in Fusly— within 6 months.	Remarks of Decision of the Sudder Government Dolabut

Increase &c.

N.797 To The Magistrate of Nellore

Sir,

I am directed by the Judges of the Foujdaree Udalut to return to you the statement of actual respense of repairing the Judicial Buildings in fusly 1254 which accompanied your communication of the 3d February last as it does not appear that, under existing orders, the items of respenditure therein exhibited, are such as the Court of Sudr Udalut are called upon to submit for sanction to the Government, excepting however the charge noted marginally as Repairing the Police Cutcherry at Gogoola pulliay.

2. In respect of which I am desired to point out that the circumstances under which the repairs were required and subsequently executed without previous communication with higher authority should be avoided.

15th May 1846.

(Signed) H D Phillips

N.798 To The Several Session Judges

Communicating para 6 of a Despatch from the Honorable Court of Directors date 17th September 1845 bestowing commendation upon Mr W Arbuthnot for the Zealand judgment with which the arduous duties of the Office of Acting Magistrate were discharged by him and directing that his suggestion may receive due consideration

15th May 1846 (Sent usual letter No)

N.798 To The Acting Magistrate of Cuddapah

Communicating para 6 of a Despatch from the Honorable Court of Directors date 17th September 1845 bestowing commendation upon Mr W Arbuthnot for the Zealand judgment with which the arduous duties of the Office of Acting Magistrate were discharged by him and directing that his suggestion may receive due consideration

15th May 1846 (Sent usual letter No)

N.801 To (No 55)

The Secretary to Government in the Judicial Department

Sir,

With reference to the Order of Government dated 23d June 1838, No 636, I am directed by the Judges of the Court of Foujdaree Udalut to transmit to be laid before the Most Noble the Governor in Council, the accompanying General Statement made up to the 31st December 1845, shewing the number of Convicts sentenced to labor on public works throughout the Madras Territories; the number allotted to each description of work; their ages; the authorities under whom they are placed, and, where distinct from Officers in charge of Jails, the date of the authority of Government under which Convicts were placed under their Control.

16th May 1846.

I have the honor to be &c

(Signed) H D Phillips

Register

Statement

General List of Convicts under the Presidency of Fort St. George

Fort St. George Diary 16th May 1846.

Station	No. of Convicts on the 31st Decr 1845	The manner in which the convicts are disposed of: Performing Roads	Public Buildings	Making Bricks &c.	Digging Tanks &c.	Cutting Stones and Timber	At the Forge	In Coal Pits	Making Gaspar	Weaving	Making Gunny Bags &c.	Making Gunny Bags &c.	Barber	Confined on account of their Caste	Sick	Unfit for road labor from age or infirmity	Unfit for any work from other causes	Employed under the Police	Under 16	16 & under 20	20 & upwards	Under 5 years of age	Left Females with infant children	Employed in Guard the Convicts	Employed in various other Duties	Guard of Convicts	Employed in the Hospitals	Employed in the Jail	Employed in various other purposes	Employed in Gunpowder	Remaining in the Jail	Number sick	Date of the authority of Government for the transfer
Bellary	445	306	44				1		15	74				2	3	63			30	6	5	109					332					
Chingleput	562	446	63				2	5	19	6			2	29	10	35		2	35	6	9	143					377	and 1 Invalid				
Chittoor	268	68	45		60		2		22	13	14	33		2	4	173		3	16	2	2	49					90	2 this morning by the Chingleput Invalid				
Cuddapah	393	203	100				5	1	32	1	17		4	3	17			1	25	5	5	102					367	from different Jails				
Cuddalore	340	234					3	2	12	27	2	20	2	23	15	9		1	5	2	2	59					302	7 of these are awaiting Medical Report				
Chicacole	97	96					1								1				4	1	1	26					7					
Combaconum	315	121	104	8			4	8		10	12	10		6	13	19		2	11	2	2	66					190					
Combatoor	237	199									10		2	14	5	6			5	1	3	51					135					
Calicut	238	38	36			40	3	8			17			13	16	3	2	2	2	2	2	46					140					
Cochin P. S. a	31	12	16					1						2	1							6					26					
Guntoor	246	134		10	61		5				8		6	20	2	29		3	34	3	3	59					163					
Honore	33	3	19			12								12	6	11			1	1	1	21					64					
Mahé P. S. a	7	7																														
Masulipatam	301	170	20																													
Nellore	242																															
Rajahmundry	94	60	10	14			2				4			4					4			1										
Salem	184	156													28				2	1	1	39					118					
Sircy Soubraveen	4	4																				1					3					
Trichinopoly	281	244					3			7				3	10	14			13	2	2	68					214					
Tinnevelly	161	80	49				3							18	4	7			10	1	1	36					97					
Tellicherry	142	123					1	4			3			11	2	7		1	2	1	1	30					109					
Vizagapatam P. S. a	111	45	60				1							4	1			2		1	1	27					89					
Cuddalore Mag.te	171	116	40				12						1		2					2	2	43						15 April 1840 + 2 Sailors				
Canara D.o	176	124					20	3	2					13	13	1			2	5		53						18 Sept & 12 Dec 1837				
Rajahmundry D.o	38	38																				10						1 June 1838 & 4th July				
Salem D.o	130	118												10	2					2		32						17 March 1841				
Tinnevelly D.o	47	47																		1		12						4 Delegates of the Cuddalore 1st May 1838				
Tanjore Negapatam	115	55	44				2							10	4				3	1	1	30						8 Dec 1829 & 27 Dec 1831				
Mag.te Myaveram	74	43									20			6	5				2		1	19						2 April 1839				
Vizagapatam Mag.te	6	6																				2						26 Sept 1828				
Vellore Camp Officer	68	68																		1		17										
Guindy	261	250					3	2							6													17 Aug.t 1838				
	6398	4289	662	32	121	202	58	37	106	153	107	82	17	249	213	463	20	299				3891										

Fort St. George Diary 16th May 1846.

E. E. Jex

Signed / H. D. Phillips

Register.

To.

Fort St. George Udalut

Register's Office

16th May 1846

No 802. To

The Magistrate of Guntoor

Sir

Transmitting copy of a letter addressed to Government and the orders thereon that it is not necessary that Anteary Goorammah should be furnished with a certificate—

16th May 1826. I Signed I H D Phillips

Regr

No 808. To

The Magistrate of Salem

Sir

I am directed by the Judges of the Fouydaree Udalut to request you will submit without delay the information called for in the last para of

this Courts letter dated 28th March 1826 with reference to your recommendation of the grant of a pecuniary reward to the family of the late Pow Cristnamah Naidoo—

18th May 1826. I have the honor to be &c

I Signed I H D Phillips

Register

(No 58)

No 834 To

The Secretary to Government in the Judicial Department

Sir

1. I am desired by the Judges of the Fouydaree Udalut to forward for the consideration of the Most Noble the Governor in Council and eventual transmission to the Government of India, the annexed copy of a letter dated 6th Instant from the Magistrate of South Arcot— soliciting sanction for the employment of two Duffadars and 12 Peons as a temporary addition to the Police Establishment of the District of South Arcot—

2. The Circumstances under which the application is made, are these—

In

3. In his Report for the 2d Half year 1824 the Magistrate stated as follows:—

"The occurrence of the robbery and murder which forms the first case of Para 5, induced me to notice the recent state of things in the Trenamallee Talook as regards the efficiency of the Police, viz.t that in the year 1823, 23 Highway and Gang robberies were committed in that Talook, in which only 8 of the perpetrators were detected— while in the first 6 months of 1824, 8 Highway robberies and 1 Gang robbery were committed, of which none of the perpetrators were discovered.

"To put a stop, if possible, to the continuance of these repeated robberies, I supposed as an Experiment, an Extra Duffadar at my own expense, to whom some Peons were attached to search all the Jungles in the vicinity of the Trenamallee Talook were during the three months this individual was employed, there were only two cases of Highway robbery one of which was detected, and on his removal at last, 12 more cases occurred between that period and the end of the year."

"From the success attendant on the above mentioned arrangement, I am induced to solicit the Judges of the Higher Court, obtaining the sanction of Government for my employing for one year, two Extra Duffadars each on a salary of 14 Rupees, per mensem, and 12 Peons at the rate of 5 Rupees per Month, to be employed solely in patroling those Talooks where the Jungles afford a shelter to Thieves, my present establishments, both Police and Revenue, not being more than adequate to the duties assigned them."

"I am happy to have it in my power to report that within these few days, a Gang of Thieves of the Erodah Caste, has been apprehended by the Head of Police in the Tindevanum Talook, who have confessed to have been concerned for years past in numerous Robberies committed in that, and the adjoining Talooks."

4. In their proceedings dated 31st March 1826, the Court of Foujdaree Adalut, when reviewing the Magistrates report, declared that they were of opinion with the late Acting Sessions Judge and the Magistrate, that "it is extremely desirable a repetition of the Experiment made at the private cost of the latter officer to search the Jungles in the particular Talook referred to, for the discovery of gang robbers,

robbers, should be officially sanctioned, and that he should be permitted for that purpose, to entertain an Extra Peon and 12 Peons on the Salaries proposed in para 8 of the Sessions Judges report; and the sentiments of the Court have been adopted by Government as shown in the Extract from the para. 21. Minutes of Consultation dated 11th May 1826 N.270

5 The Judges accordingly beg to solicit authority for the entertainment of the Extra establishment required by the Magistrate, involving a monthly outlay of Rupees 88.

22d. May 1826. I have the honor to be &c

N.835. To Signed) H D Phillips
Register

The Subordinate Judge of Calicut

Communicating order of Government dated the 12th Instant authorizing the Military Board to comply with the Indent for Tools required for the use of the Court

22d. May 1826

N.836 To (Sent usual letter No)

The Sessions Judge of Chittoor

Communicating order of Government dated the 12th Instant authorizing the release of Pancoo the Prisoner in Case No.16 on the Calendar for 1826

22d. May 1826

(Sent usual letter No)

N.837. To The Sessions Judge of Trichinopoly

Communicating order of Government dated the 12th Instant authorizing the Military Board to comply with the Indent for Manottas &c for the use of the Court

22d. May 1826. (Sent usual letter No)

N.840 Memorandum

Returned to the Agent to the Governor of Fort St George at Ganjam in view to the required endorsement being affixed in his Office

By Order of the Court of Tanjore Udalut

23d. May 1826. Signed) H D Phillips
Register

N.841. To N.59

The Secretary to Government
in the Judicial Department

Sir,

1 Adverting to your Memorandum dated the 11th Instant requesting me to furnish you with the Proceedings of the Court of Tanjore Udalut which are referred to in my letter to the address of Mr Conolly Magr of Malabar, dated the 14th April 1826

2 I am desired to state that having circulated the Memorandum in question to the Judges according to the practice of my Office the Court has directed me to beg they may be

be informed whether the Memorandum annexed to her
N:849 signed under the orders of the Most Noble the Gover
in Council; as if so the Court would wish to accomp
them with certain observations connected with the case
in their proceedings of date 8th November 1825.

23d. May 1826

Thomas the honble Sir

N:842 Sir / Signed / H D Phillips
Regr

To

The Sessions Judge of Cuddalore

&c.

1 In reply to your Letter dated 27th December
requesting instructions how to dispose of Crimn. Case No 186 of
Calendar for 1825 wherein the Persons charged with the Robbery
and theft have been convicted of those offences by your Court
& sentenced to Imprisonment at the time.

2 I am desired to state that after carefully considering
the subject the Judges have recently declared their opinion
that it would be unadvisable to call in the aid of the Mahomedan
Law officers in the final disposal of a trial, which as having been originally
by the Sessions Judge and assessors, did not require the
preliminaries required by Mahomedan Law and consequently
in the trial under review the sentence should not be recorded under the
provisions of Clause Seventh Section II Regulation XV of 1816

23 May 1826 / Signed / H D Phillips

Regr

Memorandum

6 Printed forms of the Half yearly Criminal Statement. N:1.

6 ——— do: ——— of the ——— do: ——— do: ——— N:2

Forwarded to the Magistrate of Tanjore
with reference to his letter dated the 20th Instant.

By order of the Court of Tanjore Adalut.

/ Signed / H D. Phillips
Register

26th. May 1826.

N:858 To

The Sessions Judge of Chicacole

Sir

1 The Judges of the Tanjore Adalut have
instructed me again to return to you for further amendment, your
communication dated 17th Ultimo (our numbered to be the Sessions
Report for 1825) together with the Criminal Statements for
the last six months of that year because the Report in question
does not appear to have been blended, according to Circular
Order No 165, with the half yearly Report required under
16th November 1829. the orders noted marginally although
they were respectively returned to you for the above purpose with
my letters dated the 24th March and 12th April 1826.

2 The Judges have also instructed me to forward
to you as a guide in this branch of your labors the Report
prepared under the Circular Order No 165 and submitted
by the Sessions Judge of Masulipatam and they trust that
hence forward it will not be necessary to issue to you under

this

to be returned

be informed whether the Memorandum advised to be
issued under the orders of the Most Noble the Gover
in Council; as if so, the Court would wish to accom
them with certain observations connected with the conc
in their proceedings of date 5th. November 1825

23d. May 1826.

I have the honor to be
Sir
Your most obedient humble Servant
(Signed) H. D. Phillips
Register

N:842. To
The Session Judge of Combaconum

Sir

1 In reply to your letter dated 27th. Ultimo
requesting instructions how to dispose of the Prisoners
Calendar for 1825 and the Depositions taken in the Prisoners charged with the Murder
and theft of horned cattle committed by them and forwarded for the Hon
or posting at the trial.

2 I am desired to state that after carefully considering
the subject the Judges have reasonably declined third of putting
it would be unadvisable to call upon the Magistrate
final disposal of a trial which has already been finished
by the Sessions Judge and of 2 years, but not to be
preliminaries required by Muhammadan Law and consequently
in the trial under reference sentence should be recorded under the
provisions of Clauses 7 Section II Regulation XV of 1816

23d May 1816 (Signed) H. D. Phillips
Reg.

N:849

Memorandum

6 Printed forms of the Half yearly Criminal Statement. N:1.
6 ——— do: ——— of the ——— do: ——— do: ——— N:2

Forwarded to the Magistrate of Tanjore
with reference to his letter dated the 20th Instant.

By order of the Court of Tanjore Udalut.
(Signed) H. D. Phillips
Register

26th May 1826.

N:858. To
The Sessions Judge of Chicacole

Sir

1 The Judges of the Tanjore Udalut have
instructed me again to return to you for further amendment your
communication dated 17th Ultimo (purporting to be the Session
Report for 1825) together with the Criminal Statements for
the last six months of that year because the Report in question
does not appear to have been blended, according to Circular
Order N:165, with the half yearly Report required under
16th November 1829. the orders noted marginally although
they were respectively returned to you for the above purpose with
my letters dated the 24th March and 2d April 1826.

2 The Judges have also instructed me to forward
to be returned to you as a guide in this branch of your labors the Report
prepared under the Circular Order N:165 and submitted
by the Sessions Judge of Masulipatam and they trust that
hence forward it will not be necessary to issue to you under
this

this head any additional instructions.

3 ... The Judges to whom you report
to you that in submitting the Quarterly Calendar of the
Magistrate of Vizagapatam you have failed to com
to their Circular Letter dated 2d. May 1825 although
attention was specially drawn to it in Para 2 of my Let
24th March 1826 the purport of which is that only such
of the Magistrates Calendars submitted to you quarte
may have elicited in the proceedings held on them by
Court, remarks of any kind should be recorded before
Udalut. The proceedings held by you on the above
exhibits only two cases. Nos 2 and 8 are
27th May 1826.

No. 865. To

(Signed) H D Ph
Re

The Subordinate Judge of Salem

Sir,

I am directed by the Court of Fouj
Udalut to request you will report what you may have
in pursuance of the instructions issued to you in para
their proceedings of the 16th Ultimo directing the
60 Convicts to the Jail at Coimbatoor

28th May 1826.

No 866. To

(Signed) H D Ph

The Subordinate Judge of Madura

Communicating Order of Government dated
sanctioning the estimate for repairs of the Court
to Rupees 290 &c.
28th May 1826

(Sent under

No. 867 To

The Acting Subordinate Judge of Mangalore

Sir,

I am directed to acknowledge the receipt of
your letter dated the 16th Instant, and in reply to inform you
that, under the authority vested in them by the order of Government
Fort St. George Ltr. to dated 28th July 1813, the Judges of the Foujdaree Udalut
608 sanction the disbursement of Rupees 51 | fifty one | for renewing
the temporary roof of the Cookrooms.

28th May 1826. (Signed) H D Phillips
Register

No. To

The Sessions Judge of Chingleput

Communicating Order of Government dated
27th Instant forming a Commitment Hearing Court of
Magistrate and Superintendent of Police reporting his having
returned the seven Convicts under sentence of transportation to
Chingleput

28th May 1826 (Sent under letter No.)

No. 891. To

The Magistrate of Salem

Sir,

The annual Jail return required under the
orders of the Court of Foujdaree Udalut dated 10th December 1810,
and due from you for the year 1825 not having as yet been received,
I am directed by the Court of Foujdaree Udalut to desire that you
will transmit the said statement without further delay.

29th May 1826. (Signed) H D Phillips
Register Mem

Foujdaree Diary 29th & 30th May

No 872

Memorandum

The sentence of the Foujdaree Udalut on Case
1846 on the Calendar of the Sessions Court of Co
is herewith returned to the Acting Sessions Judg
Coimbatore duly executed.

By Order of the Court of Foujdaree Udal
29th May 1846.

(Signed) W D

No 875. To

The Sessions Judges

Sir,

Adverting to Foujdaree Udal
Orders Nos 16th and 17th June directed by the
the submission with the Calendars of the
the Foujdaree Udalut of a translation of the
the Juror and assessors who may have
in the Sessions Court

30th May 1846.

I have the hon

(Signed) W D

No 86

Foujdaree Diary 1st June 1846.

No 879

Erratum

In para 03 of the Proceedings of the Foujdaree
Udalut dated the 16th May 1846 on the Calendar
in case No 13 of 1846 for Section XXXV Act VIII of 1843
read Clause third Section III Regulation I of 1825.

By Order of the Court of Foujdaree Udalut
1st June 1846

(Signed) A J Arbuthnot
Asst to the Registr

No

To

The Acting Sessions Judge of Madura.

No 880.

To

The Sessions Judge of Guntoor

Sir

1 I am directed by the Judges of the
Foujdaree Udalut to desire that you will adopt
immediate measures for transferring 100 Convicts
to the charge of the Sessions Judge of Masulipatam:

2 On the transfer of these Convicts you will
be pleased to observe all the rules laid down in
the order of Government of the 9th of June 1837,
printed at Page 432 of the Official Gazette
of that year.

3 The Magistrate of the District will
furnish in addition to the prescribed Complement
of Duffadar and Jail prons, such number

of

of guards as may appear necessary for the
custody of the Convicts on the march.
1st June 1846. (Signd) W. D. Phillips
Register

No. 888. To,
The Sessions Judges and Agents

Sir,
1 In order to ascertaining the sufficiency
address of the Courts of Foujdaree Adalut &
Cutcherries for explanation of the grounds on which
transmission of cases to the Criminal Courts
delayed by Heads of Police beyond the period
days from date of the presumed apprehension
C.O. No. 22. under the Circular Order noted marginally
by the Judges of the Foujdaree Adalut for
your information and communication to the
Judges within your jurisdiction, that where
required particulars are not afforded by the
record, it is the duty of the Officer depu
case to make a report of the circumstance
the Sessions Judge who should immediately
communicate with the Magistrate under
ing the causes of delay. If possible the
thus procured should be in the usual mode

in the appropriate column of the Monthly Criminal
Report submitted to the Foujdaree Adalut by the
Criminal Judges but when received too late for
insertion therein, it should be transmitted by the
Subordinate Judges or Principal Sudr Ameens
as an appendix to the Report already before the
Foujdaree Adalut
2nd June 1846 (Signd) W. D. Phillips
Register

No. 899 To,
The Sessions Judge of Cuddapah

Sir,
1 I am directed by the Judges of the Sudr
Foujdaree Adalut to return, with its enclosures,
the Report for the 2nd half of 1845, submitted
by you under the Circular Order noted marginally,
Vol. No. 1829 in view to the Session Report for the year 1845
being blended with it, as required by Circular
Order No. 165, and sent up with such portions
of the Magistrates petty Calendars as may have
elicited in the proceedings held by you remarks
Circular of any kind.
dated
May 1845.
2 The Statement of Batta paid to
Prosecutors and witnesses during the half year
under

under review, should not have been forwarded
an inclosure to the half yearly Report.

3. It is not intended that the
of the statement shewing the number of
referred to the Foujdaree Udalut should
it was called for on one occasion when
ment required certain information regarding
operation, during 1844 of Act VII of 1843.

4 Among the inclosures is an
statement of Crimes committed in the
of Cuddapah and of persons apprehended
by stripes and imprisonment. It is not
this statement is submitted by the Magis
the Sessions Court, under any requisition
Foujdaree Udalut, it is consequently
as unnecessary.

3d June 1846 (Signed) W. D

No. 900. To

The Subordinate Judge
of Bellary

Sir

I am directed by the
of the Foujdaree Udalut to transmit
information the accompanying copy of

from the Minutes of Consultation dated 19th Ultimo
No. 554 requesting the Court of Foujdaree Udalut
to issue instructions for placing at the disposal of
the Magistrate of Bellary to be employed in
clearing out the Ditch Cank at the foot of the
Rock at Bellary, as many Convicts as can be
with drawn from less important work. With reference
to which the Judges desire to know whether any and
what number of Convicts are available for the purpose
specified.

3d June 1846 (Signed) W. D. Phillips
Register

No. 923. To

The Sessions Judge of Chittoor

Sir,

Adverting to your communication of
the 30th March last, bring the Sessions Report for
the 2nd half of 1845. I am directed by the Judges of
the Court of Foujdaree Udalut to request you to
explain whether you have reviewed the Calendars laid
before you by the Magistrate for the 3d and 4th Quarters
of 1845. under Section XXXX Regulation XX of 1816 and
if so, why you have not submitted to the Court
of Foujdaree Udalut such portions of those calendars
as may have elicited any remark in your proceedings
together with extracts of the said proceedings, as directed

in

in the Circular letter of the Foujdaree Ct
under date the 5th May 1845.

6th June 1846.

(Signd) H. D. Phil
Regist

No 924 To,

The Sessions Judge of Tinnevelly

Sir,

Adverting to the annexed Copy
Extract from the Minutes of Consultation of
19th May 1846 No 291. I am desired by the Jud
of the Foujdaree Adalut to request you will be
inorder to ensure economy a list of the Cases
disposed of in the Sessions Court under your Cha
and trials which embrace offences committed by
Christians by Hindus and vice versa during the
out break in the province of Tinnevelly, to
which the Minutes of Consultation have refer

6th June 1846.

(Signd) H. D. Phil
Regist

No 925 To,

The Subordinate Judge
of Rajahmundry

Sir,

I am directed to acknowledge the
receipt of your letter dated the 28th Ultimo, and

in reply to inform you, that under the authority
vested in them by the order of Government dated
Fort St. George Gazette
Page 608 28th July 1843, the Judges of the Foujdaree Adalut
sanction the estimate for the value of Iron for
Crowbars &c. amounting to Rupees 28-8-/ Twenty
eight and annas eight.

6th June 1846 (Signed) H. D. Phillips
Register

No 926. To,

The Magistrate of South Arcot

Sir,

I am directed by the Judges of the
Court of Foujdaree Adalut to return the
Statement of Contingent charges for July
1254, submitted with your letter of the 21st Ultimo
because the several Items in it have not been
numbered consecutively, and request that you
will, with as little delay as possible, retransmit
the Statement duly amended, together with
a duplicate copy of the same.

6th June 1846 (Signed) H. D. Phillips
Register

To

No 932. To,

The Magistrate of Canara

Sir

I am directed by the Judges of the Fouydaree Udalut to request you will resubmit without delay the Jail Return for 1845 which was returned to you for correction by a letter from this Court under date 11th April 1846.

8th June 1846.

(Signed) W. D. Phillips

Register

No 933 To

The Sessions Judge of Honore

Forwarding Copy of an order of Govt dated the 1st Instant authorizing him to call on the Civil Engineer for a plan and estimate for the alteration to the Jail.

8th June 1846.

No 934 To,

(Sent Usual Letter No)

The Sessions Judge of Trichinopoly

Forwarding Copy of a letter from the Military Board returning passed (with the exception of the Plat forms Carts) the indents for certain articles for the use of the Jail.

8th June 1846

(Sent Usual Letter

No To,

The Acting Session Judge

of Madura

Sir,

No 949. To,

The Session Judge

of Honore

Sir,

I am directed to acknowledge the receipt of your letter dated the 30th Ultimo and in reply to inform you that, under the authority vested in

thems

No 932. To,

The Magistrate of Cazara

Sir

I am directed by the Judges of the Tongdaree Udalut to request you will return without delay the Jail Return for 1845 which was returned to you for correction by a letter from this Court under date 11th April 1846.

8th June 1846.

(Signed) W. D. Shelly

Registr.

No 933. To

The Session Judge of Honore

Forwarding Copy of an order of this dated the 1st Instant authorizing him to call on the Civil Engineer for a plan and estimate for the alteration to the Jail.

8th June 1846

(Sent Usual letter No

No 934 To,

The Session Judge of Tachien

Forwarding Copy of a letter from the Military Board returning passed (with the exception of the Plat forms Nos 5) the indents for certain articles for the use of the Jail.

8th June 1846

(Sent Usual letter

No To,

The Acting Session Judge

of Madura

Sir,

No 949. To,

The Session Judge

of Honore

Sir,

I am directed to acknowledge the receipt of your letter dated the 30th Ultimo and in reply to inform you that, under the authority vested in them

Vide Jail St. Group Letter Page 88.

them by the order of Government dated 28th
the Judges of the Foujdaree Adalut sanction
estimate of probable expence for erecting a shed
for the Prisoners to cook in the Jail amounting
to Rupees 3-5-4 three Annas five, and five pie
10th June 1846

(Signed) H. D. Phillips
Register

No 950. To,

The Sessions Judge
of Trichinopoly

Sir,

In reply to your letter dated 2
Ultimo regarding the transfer of 18 Convicts,
desired to inform you that it is the intention
the Judges of the Foujdaree Adalut to refer
the Civil Engineer with the Convicts in your
from Jails other than that at Trichinopoly
you are therefore requested to make the requ
adverted to in any letter of the 14th Ultimo
proper period that the needful arrangement
be ordered.

10th June 1846

(Signed) H. D. Phillips
Register

No 951. To,

The Subordinate Judge
of Calicut

Sir,

In reply to your letter dated the 27th
April 1846 explaining the omission to transmit to
the Sessions Judge of Chinglput the instructions
paper with certain convicts under sentence of
transportation, and reporting the reapprehension
of a convict who escaped en route to Chinglput-
I am directed to state that the Court of Foujdaree
Adalut desire that the result of the trial of the convict
referred to be reported for their information

10th June 1846.

(Signed) H. D. Phillips
Register

No 966.

Memo

Returned to the Principal Sudr Ameen
of Tinnevelly in view to the required trading and
endorsement being affixed in the Office of the
Principal Sudr Ameen

By Order of the Court of Foujdaree Adalut

11th June 1846

(Signed) H. D. Phillips
Register

To

No 957. To,

The Officers in Charge of Jails

Sir,

I am directed by the Judges of the Foujdaree Udalut under instructions from Government, to request you will with the least practicable delay, prepare and submit a statement of persons in confinement under your charge on the 31st Ultimo, showing under different heads the sentences of imprisonment passed by the several Courts for life three a year and for one, two, three, or any greater number of years.

Sent to Jail	1
2 years Imprisonment	8
3 years Imprisonment	1
4 years Imprisonment	4
8 years Imprisonment	8
10 years Imprisonment	1
12 years Imprisonment	1
Under 1 year.	15

11th June 1846

(Signed) H. D. Phillips
Register

No 961.

Memo

The Original Indents for 8 Light Red Coats which accompanied the letter of the Sessions Judge of Trichinopoly dated the 8th May 1846 are herewith returned with reference to para 2 of the Military Board's letter dated 20th Ultimo communicated to the Sessions Judge under date the 8th June 1846.

By Order of the Court of Foujdaree Udalut

12th June 1846.

(Signed) H. D. Phillips
Register

No 966. To,

The Sessions Judge of Honore

Sir

I am directed to acknowledge the receipt of your letter dated the 25th Ultimo, and in reply to inform you that, under the authority vested in them by the order of Government dated 28th July 1843, the Judges of the Foujdaree Udalut sanction the Estimate of the probable expense for establishing a Forge in the Jail amounting to Rupees (17-4-) Seventeen and Annas four.

Ex Fort St George Gazette Supplt

13th June 1846 (Signed) H. D. Phillips
Register

No 967 To,

The Acting Sessions Judge of Coimbatore

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to return the Statement No 1 of petty offences prepared by the Magistrate of Coimbatore for the 2nd half of 1845, and submitted with your letter of the 3rd April last, in view to the insertion therein of a prisoner charged with petty theft, and entered in Column 24 of the Statement for the preceding half year as under

Examination

examination and inspect of whom there is no
corresponding entry in Columns 16 of the Statement
herewith returned.

13th June 1846. (Signed) H. D. Phillips
Register

No 968. To,

The Officers in Charge of Jails

Sir,

I am desired by the Judges
of the Foujdaree Adalut to direct
that whenever the number of Pris
undergoing a sentence of imprison
in the Jail under your charge may
in excess of the number the Jail is
calculated to contain, you will imm
report the circumstances for the
information and orders of their Co

(Signed) H. D. Phil
Register

13th June 1846

Madura	400
Salem	750
Guntoor	800
Cuddapah	600
Chittoor	800
Rajahmundry	620
Pallicherry	300
Tinnivelly	350
Masulipatam	435
Bellary	724
Trichinopoly	334
Honore	194
Combaconum	400
Cuddalore	580
Chicacole	500
Chingleput	400
Coimbatore	400
Calicut	600
Mangalore	500
Salem	523
Cochin	60
Vizagapatam	270

No 982. To,

The Acting Subordinate Judge
of Mangalore

Sir,

I am directed to acknowledge the receipt

of your letter dated the 6th Instant, and in reply to
inform you, that under the authority vested in them
by the order of Government dated 28th July 1843, the
Judges of the Foujdaree Adalut sanction the sum
of Rupees (30 - -) thirty being the value of certain
articles for the use of the Jail - -

Vide Fort St. George Gazette Page 1608

16th June 1846 (Signed) H. D. Phillips
Register

No 983. To,

The Subordinate Judge
of Salem

Sir,

I am in reply to your letter under date the
20th Ultimo submitting for the consideration of the
Foujdaree Adalut translations of depositions taken
by you regarding the conspiracy which formed the
subject of your communication under date the 31st
March last stating the grounds of the opinion at
which have arrived that the said conspiracy had
beyond all doubt a real existence and requesting
the Judges of the Foujdaree Adalut to sanction
the mitigation of sentence proposed by you in your
former letter in behalf of the prisoner Saunoo by
whom the plot was divulged. -

I am directed to convey to you the instructions
2 of the Judges of the Foujdaree Adalut that the
ringleaders

ringleaders in the Conspiracy inquestion be immediately committed for trial before the Sessions Court as appears that the offence chargrd against them is beyond your jurisdiction as the Officer in charge of the Jail.

3. The Judges also desire that you will proceed to institute a further enquiry in order to ascertain by what individuals residing outside the Jail the prisoners were aidrd. in forming the Conspiracy inquestion and whether they cannot be brought to trial for their participation in it.

4 You will be pleased to submit a proposal for effecting the transfer to other Jails of such prisoners as may appear to have taken an important part in the Conspiracy; and the Judges will be prepard at a future period to bring under the consideration of Government the cases of the Poorlaunnw and of any other Convicts who may have given or may now give such important information as may ensure the conviction of those persons by whom the plot was concocted in order to a remission of the sentences which they are at present undergoing.

5 An intimation to the above effect should be made to Tainow whom you will call upon

upon to specify the Jail to which he should desire to be transferrd the Judges considering his removal from Salem necessary in view to relieve him from from the annoyances to which he is likely to be subjected by remaining with his former and now unfriendly associates.

16th June 1846. [Signed] H. D. Phillips
Register

No 984. To,
The Agent to the Governor
of Fort St. George
at Kurnool

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to return for amendment the Criminal Statments Nos 1 and 2 for the 2nd half of 1845 submitted with your letter of the 5th March last.

2. In the Statment No 1 the amount of fines realized by the Heads of Police under you should alone be exhibited, as directed in the Circular Order of the Foujdaree Udalut under date the 17th June 1830.

3 The mode in which the statment No 2 has now been prepard is unusual and as authorized the cases entered in Column 11 should be included only in Column 17; and they should not be exhibited

exhibited in either of the Columns 14. 15 and 16 in the
manner only the cases entered in Column 12 should be
included in Column 25 so as to make the aggregate
of Column 11-14-15-and 16, and of Column 12, 22, 23
correspond respectively with the total in Column
and 25

4 You will be pleased to amend the
statements in the manner indicated above, and return
them to this Office without delay.

16th June 1846

(Signed) W. D. Phillips
Register

No 990 To No. 62)

The Secretary to Government
in the Judicial Department

Sir,

1 In reply to Extract from the Minutes of
Consultation dated the 24th March 1846. No 75. regarding
for the opinion and report of the Sudr and Foujdaree
Adalut. a correspondence in the Military Department
relative to the erection partly on Military land
of certain judicial buildings at Vizagapatam

2 I am desired by the Judges to forward
transcript of the communications with enquiries
from which they have desired the opinion that

From P.S.A. Mr Ross dated 5th March 1846
Return to Consult from Magistrate of Vizagapatam dated 30th May 1846

obvious considerable advantage will result from
surrounding the new hospital at Vizagapatam with
a wall in the manner proposed by Mr. Ross Principal
Sudr Ameen, and as the Magistrate represents
that "the parade ground is for all Military purposes
"of the Veteran Company large and spacious and the
"small strip of ground required for the completion
"of the hospital enclosure has not in fact been used
"for parade purposes" the Judges hope that arrange-
ments may be made for carrying into effect the
suggestions contained in Mr. Ross's letter which was
under consideration by the Foujdaree Adalut when
the Extract from the Minutes of Consultation
was received to which this address is a reply.

17th June 1846 (Signed) W. D. Phillips
Register

No 991 To
The Magistrate of Vizagapatam

Sir,

1 In reply to your predecessor's letter dated
the 31st May 1845 submitting copy of a communication
from the Assistant Magistrate suggesting that an
enactment be passed making private servants
amenable to the Magistracy for misconduct;

2 I am directed by the Judges of the Foujdaree
Adalut

Udalut to state that the general subject of
between master and servant having been under
consideration of the Court, they have not felt
themselves justified in recommending any addition to
existing laws; the question however is now before
Government.

17th June 1846.

(Signed) H. D. Ro
Regr

№996.

Memo.

The Question with the Answer of the
Mahomedan Law Officer of this Court to
with the Translation thereof forwarded to the
Judge of Tinnivelly with reference to his com-
-cations dated the 18th April and 28th May 1846.

By Order of the Court of Foujdaree Ad
18th June 1846

(Signed) H. D. Ro
Regr

Question to the Mohamedan Law Offi
of the Court of Foujdaree Udalut.

If a person tenders a sum of mo
as a bribe to an individual in the employ of
Government with the view of procuring the
of certain suspicions entertained against him
regarding certain thefts, and to get himself

from a charge actually preferred and pending against
him in a Court of justice of having unlawfully
driven away certain Cattle, does such tender constitute
an offence punishable by the Mahomedan law? If
so how punishable?

9th June 1846 Answer.

Under the Mahomedan law an accused
party who may tender a sum of money as a bribe to one
of the officers employed in trying offenders, is liable
to Tazeer. The Hakim shall punish him by lashes
or confinement in proportion to his guilt.

(Translated by)

(Signed) Soobah Chund
Persian Translator
Sudr Udalut

№997 To,

The Session Judge of Chittoor

Communicating order of Government
dated 10th Instant conveying the sanction of the Supreme
Government for the employment of a Police Establish-
-ment in the Calastry Zemindary at a Monthly charge
of Rupees 424.

18th June 1846 (Sent Usual Letter №)

To,

No 63

No 998 To

The Secretary to Government
in the Judicial Depart.

Sir,

I am directed by the Judges of the Foujdaree Adalut to forward for the consideration of the Hobble the Governor in Council the accompanying copy of a communication under date the 18th Inst. from the Sessions Judge of Salem requesting that the sanction of Government may be accorded to the disbursement of Rupees Eighteen Annas Three Pice (Rupees 18-13-6) expended by the Assistant Magistrate of Salem in the payment of rewards to proms specially employed in searching for 26 convicts who effected their escape from Segatoor on the 9th January last.

2. The Judges desire me to state that under the circumstances represented by the Assistant Magistrate they are of opinion that that Officer was justified in the employment of the Catramprons referred to and they accordingly beg respectfully to recommend that the authority of Government be granted for the disbursement of the sum so expended.

18th June 1846.

(Signed) W. D. Phillips
Register

No 1000 To

The Acting Sessions Judge
of Madura

Sir,

I am reply to a communication submitted by the Subordinate Judge of Madura soliciting permission to answer the objections taken by you to the committal of Case No 19 of 1846 the Court of Foujdaree Adalut under date the 9th Ultimo informed Mr. Simond that he was at liberty to submit any remarks he might have been to offer on the subject thro the Session Judge.

2. I am now directed by the Foujdaree Adalut to request you will report whether any remarks have been received by you from the Subordinate Judge on your proceedings recorded on the Calendars of the Cases in question and if so that you will forward them with your own observations without delay in order that the report required by Government respecting the robberies at Burnburn may not be longer retarded.

(Signed) T. Clarke
Sen. Dy. Register

19th June 1846.

No 1006 To The Sessions Judge of Chingleput

Sir, With reference to the accompanying Copy of

of an order of Government dated 19th Instant
directed by the Court of Tonjdaree Adalut to
desire you will immediately dispatch to the presidency
for transfer to the custody of the Chief Magistrate
and Superintendant of Police, the two Convicts now
your charge awaiting execution of their sentences of
transportation.

2 You will be pleased to transmit to this
Office, by Tappaul, the usual Calendar of the
Convicts who may be forwarded to the presidency
under these orders.

20th June 1846.

(Signed) H. D. Phillips
Register

No. 100.

Memo.

Returned to the Subordinate Judge of
Rajahmundry for correction of endorsement with reference
to paras 3 and 4 of this Court's Circular Letter dated 8th
July 1844.

By Order of the Court of Tonjdaree Adalut
22d June 1846

(Signed) H. D. Phillips
Register

No. 64.

No 1012. To

The Sessions Judge of Cuddapah

Sir,

With reference to your letter of the 2d Instt forwarding copy of a Communication from the Acting Magistrate of Cuddapah and requesting that sanction may be granted the Acting Magistrate to present a silver armlet with a suitable inscription thereon to Chinnacherrady as a reward for his manly & and courageous resistance to the attack of a gang of robbers I am directed by the Court of Fouydaree Adalut to draw your attention to the Circular Order No 153 which appears to have escaped your notice and which declares the authority now solicited by you to be vested in the Magistrate.

23d June 1846

(Signed) T. Clarke

Asst Deputy Register

No 1019. No 65

To

The Secretary to Government

in the Judicial Department

Sir,

With reference to the Extract from the Minutes of Consultation dated the 19th Instant No 96 I am directed by the Court of Fouydaree Adalut to

to state, that in obedience to the orders therein contained, 10 Convicts under sentence of transportation are reported to have been despatched from Chingleput on the 21st Instant, to the charge of the Acting Chief Magistrate and Superintendent of Police at Madras in view to their embarkation.

The usual Calendar of these Convicts accompanies this communication.

23d June 1846

(Signed) H. D. Phillips

Register

No 1025 To

The Sessions Judge of Tellicherry

Sir,

S.C. No 96 Adverting to the Circular Order noted marginally, I am directed by the Judges of the Fouydaree Adalut, to return to you the indent which accompanied your communication of the 10th Instant and to request you will cause an additional Column to be inserted therein, shewing when the articles indented for were declared to be unserviceable, and under what circumstances they became useless.

24th June 1846

(Signed) H. D. Phillips

Register

To

No 1012. No 1026

To

The Sessions Judge of Sinnoor

Sir,

I am directed by the Judge of Foujdaree Adawlut to return the statements No 1 and 2 prepared by the Magistrate of [illegible] for the 2d half of 1845, and submitted with communication of the 25th February last, the errors therein pointed out, are not corrected.

2 In the statement No 1 for the first half year, one prisoner charged with the crime of petty theft was entered in Column 15 as under examination before the District Police, but of which there is no corresponding entry in Column 6 of the statement herewith returned. The former statement shows that 37 persons charged with petty offences affrays were under examinations before the Officers at the close of the last half year, but the latter statement exhibits only 34; also in No 16 of the statement under review 93 persons are entered under the head of petty theft, as those who were not disposed of by the Magistrate at the close of the last report while the statements for the half year contains nothing of that kind.

3 One case containing one prisoner

with the crime of assault was entered in Column 21 of the statement No 2 for the previous half year as not disposed of by the Magistracy, but of which there is no corresponding entry in the statements returned herewith.

4 You will be pleased to retransmit the statements duly amended with as little delay as possible.

24th June 1846 (Signed) W. D. Phillips
Register

No 1027 To

The Sessions Judge of Bellary.

No 1019.

No 1028. To,

The Sessions Judge of Calicut

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to return the statement No 4 shewing the operations of your Court for the 2d half of 1845, submitted with your letter of the 2d March last, and to request that you will cause the 9 Cases of murder entered in Column 7 to be exhibited in either of the succeeding Columns 8 and 9 as the case may be and retransmit the statement without delay.

24th June 1846

(Signed) H. D. Phillips
Register

No 66

No 1031. To

The Secretary to Government
in the Judicial Department

Sir,

With reference to Extract Minutes of Consultation dated 19th May 1846. No 554, I am directed by the Judges of the Fouydaree Adalut to transmit to be laid before the Most Noble the Governor in Council the accompanying Copy of a letter dated the 8th Instant from the Subordinate Judge of Bellary stating that 50 Convicts are available

available for employment in clearing out the Ditch Tank at the foot of the Rock at Bellary - but shewing that under existing circumstances, it appears impracticable to commence the work at present.

25th June 1846 (Signed) H. D. Phillips
Register

No 1037 To,

The Sessions Judges and Agents

Sirs,

1. Adverting to the inconveniences experienced by the Judges of the Fouydaree Adalut in their perusal of the records of referred trials, from the frequent illegibility of the transcript in red ink of the Proceedings of the Sessions Courts, I am desired to request you will henceforward submit those proceedings transcribed throughout in black ink.

2. The Judges further request that if applicable to the practice of the Court under your charge, the above order be acted upon as respects Calendars.

27th June 1846

(Signed) H. D. Phillips
Register

To,

No 1038. To .....

M. D. Cockburn Esqr.

Transmitting copy of the order of Govern.mnt dated the 18th Instant cancelling this order of the 19th July 1843 ruling that the names of Civil Servants who had ceased to hold Judicial appointments shall be omitted from future Commission of the peace.

27th June 1846.

Sent Usual letter No

No 1049

Mems

4 Printed forms of the Half yearly Criminal Statement No 1

4 Do Do No 2

Forwarded to the Session Judge of Masulipatam with reference to his letter dated the 20th Inst. 1846.

By order of the Court of Foujdaree Adalut

29th June 1846. (Signed) H. D. Phillips

Register

No 1050

Mems

30 Sheets of the printed Calendars forwarded to the Session Judge of Salem with reference to his letter dated the 19th Instant.

By Order of the Court of Foujdaree Adalut

29th June 1846 (Signed) H. D. Phillips

Register

Mems

No 1051

Mems

12 Printed forms of the Supplemental Report.

12 Do of the Criminal Do No VI

12 Do of the Do Do No VII

12 Do of the Monthly Statement of Labor of Convicts

Forwarded to the Session Judge of Tellicherry with reference to his letter dated the 12th Instant.

By Order of the Court of Foujdaree Adalut

29th June 1846 (Signed) H. D. Phillips

Register

No 1052

Mems

24 Sheets of the printed Calendars forwarded to the Session Judge of Tellicherry with reference to his letter dated the 10th Instant.

By Order of the Court of Foujdaree Adalut.

29th June 1846 (Signed) H. D. Phillips

Register

No 1053

Mems

6 Printed forms of the Half yearly Criminal Statement No 3 forwarded to the Principal Sudr Ameen of Coimbatore with reference to his letter dated the 13th Instant

By Order of the Court of Foujdaree Adalut

29th June 1846 (Signed) H. D. Phillips

Register

Mems

№1038.

№1054.

Mems.

12 Printed forms of the Monthly Criminal
forwarded to the Principal Sudr Ameen
with reference to his letter dated the 16th Instant

By Order of the Court of Foujdaree Adawlut

29th June 1846.

(Signed) W. D. Ph
Regr

№1049

№1055

Mems.

6 Printed forms of the Half yearly Criminal
6 Do.

Forwarded to the Magistr
Canara with reference to his letter dated the

By Order of the Court of Foujdaree Adawlut

29th June 1846.

(Signed) W. D.
Regr

№1050

29

1076 To

(№67)

The Secretary to Government in the
Judicial Department.

Sir,

I am directed by the Court of Foujdaree Adawlut
to state for the information of Government that there are at
present 5 Convicts awaiting execution of
their sentences of transportation and to
suggest that tenders be invited for their
passage to Singapore.

Mootyaloo and others alias
Ramasawmy
Lutchmy and others,
Changum
Chinnumanul
and
Woolly Damullo.

1st July 1846.

(Signed) W. D. Phillips
Register

1077. To

The Subordinate Judge of
Salem.

Sir,

Adverting to para 2 of your letter under date
the 4th March last, submitting an amend Jail Return for the
year 1845, I am directed by the Judges of the Court of Foujdaree
Adawlut to state for your information and future guidance that
the 114 prisoners enumerated in the said para should not
be included in Column 11 as they have now been. They should
be entered in Column 12, and the reasons for their not being
employed should be exhibited in Column 15.

The necessary alterations in the Statement
will be made in my office on the present occasion, and
you are requested to amend your office Copy in the manner
indicated above.

1st July 1846.

(Signed) W. D. Phillips
Register.

To

No. 1080. To The Sessions Judge of Masulipatam.

Sir;

1. In reply to your letter of the 15th. Ultimo transmitting under Section XXXIX Act VII of 1843 copy of a Report from the Principal Sudr. Ameen of Masulipatam complaining of certain irregularities committed by the officers of Ellore in a Criminal Case sent up to his Co

2. I am instructed to intimate that, as the misconduct of the officers referred to is not stated to in your opinion, the penalty of dismissal, the Judge the Fouydaree Adalut consider that you should have brought the matter to the notice of the Magistrate of Masulipatam.-

3d. July 1846.- (Signed) W. D. Phillips Registr.

No. 1081.

Memorandum

The Documents referred to in the letter of the Sessions Judge of Tinnevelly dated the 19th. June 1846 are herewith forwarded.-

By Order of the Court of Fouydaree Adalut.

3d. July 1846.- (Signed) W. D. Phillips Registr.

No. 1082 To The Sessions Judge of Chingleput.

Forwarding a Copy of an Extract Minute of Consultation dated the 27th. June 1846. requiring him to receive of a Convict sentenced to transportation by a Native General Court Martial.-

3d. July 1846.- (Sent usual) To

No. 1083.

Memo:

24 Sheets of the printed Calendars forwarded to the Sessions Judge of Chingleput with reference to his letter dated the 30th. Ultimo.-

By Order of the Court of Fouydaree Adalut.

3d. July 1846.- (Signed) W. D. Phillips Register.

No. 1086. To The Subordinate Judge of Combaconum.

Sir;

1. Adverting to your letter dated the 17th. Ultimo, I am desired by the Court of Fouydaree Adalut to authorize the transfer to the charge of the Sessions Judge at Trichinopoly, of the 60 Convicts recently arrived at Combaconum from Salem; and to request that in the event of any casualties having occurred amongst them before the receipt of this communication or their despatch, you will supply an equal number of substitutes, observing all the rules laid down in the orders of Government of the 9th. June 1837, printed at Page 432 of the Official Gazette of that Year.-

2. The Magistrate of the District will furnish in addition to the prescribed complement of Duffadars and Jail Peons, such number of guards as may appear necessary for the safe custody of the Convicts on the march.-

3. The subject of the space in superficial feet to be allotted to Convicts, will receive the early attention of the Judges.-

14th. July 1846.- (Signed) W. D. Phillips Regr.

Copy of para. 1 and 2 to the Sessions Judge of Trichinopoly for his information. To

No. 1092. To The Officers in charge of Jails.

Circular

Sir,

The attention of the Court of Foujdaree Adalut having been drawn to the extent of accommodation available in certain Jails, for the number of Convicts and other Prisoners in confinement in them, I am directed to request you will state for the information of the Court whether it is the practice in the Zillah Jail within your jurisdiction to allot to each individual undergoing a sentence of imprisonment, a certain space, calculated in superficial feet, and what are the dimensions of such space, explaining at the same time your opinion whether it is sufficient or the reverse, and showing how many Convicts the Jail is calculated to hold under the system of allotment of space hitherto adopted, and that which it may occur to you to recommend for future adoption.—

6th July 1847. (Signed) W. D. Pitt
Registrar

No. 1093. To The Secretary to Government.

Transmitting with the Court's recommendation an original letter from the Sessions Judge of Masulipatam submitting an Indent on the Commissary of Ordnance for Sundry Instruments &c. required in the Jail.—

6th July 1846.— (Sent usual)

No. 1094. To The Magistrate of Salem.

Transmitting Copy of an Extract Minutes of Consultation dated 27th Ultimo concurring in the views & opinion expressed by the Foujdaree Adalut in respect of the conduct of Mr. Grieg late Magistrate Salem with regard to the Mysore authorities.—

6th July 1847.— (Sent usual)

No. 1107 (No. 69)

To The Secretary to Government in the Judicial Department.

Sir,

1. I am directed by the Court of Foujdaree Adalut to acknowledge the receipt of an Extract from the Minutes of Consultation No. 179. under date 10th February 1846 forwarding Copy of a Communication from the Bd. of Revenue in the Department of Public Works accompanied by a letter from the Civil Engineer in the 1st Division and requiring the Court to furnish the Government with their opinion on that officers suggestion.—

2. Assuming that of the several suggestions

Continued

contained in Major Cottons letter the opinion of the Court
Foujdaree Adalut is required in regard to the "recall of
80" prisoners transferred in 1841 from Rajahmundry to
Vizagapatam "which appears to the Judges to be the
point therein falling within their province to decide, we
directed to transmit to you the accompanying return
the Principal Sudr Ameen of Vizagapatam dated 31st
1846.—

3. It appears from the records of the Court
that in obedience to the orders of Government communicated
in an Extract from the Minutes of Consultation dated
January 1841 No. 74 requiring "all the available convicts
"be placed under the Civil Engineer if their labor can be
"useful in checking the encroachment of the sea on the
"at Vizagapatam" 80 Convicts were transferred from the
Rajahmundry Jail to the former place.—

x Acting Civil Engr's letter dated 30th March 1846.

4 These Convicts Asst. Regr reports arrived at
Vizagapatam on the 31st March 1841, but the erection of
Church and Bulwark did not commence till the
when 60 of the above number of 80 Convicts were
for employment exclusively under the orders of the
Engineer from the 1st July 1843, and have been retained
employed up to the end of April last.—

5. Of the 80 Convicts who arrived from
it is stated that only 32 now remain in the Jail at
the others having been released.—

6. It would seem that the services of the 60 Convicts
at present employed under the orders of the Civil Engineer at
Vizagapatam cannot be dispensed with and that in addition
to these prisoners 24 others are employed under the orders of
the officer Commanding the garrison, leaving so small a number
of convicts available for the purpose of keeping in repair the
roads of the station, that the Principal Sudr Ameen has been
necessitated to apply for an additional number of Convicts for
this purpose.—

7. Under these circumstances it appears to the Court
of Foujdaree Adalut inadvisable to direct the return to Rajah-
mundry of the 32 prisoners now remaining of those transferred
from that place to Vizagapatam—but if the Government
should see fit so to order it 100 Convicts might be removed
from the Jail of Guntoor to be placed at the disposal of the
Civil Engineer for employment on works of utility in the
Rajahmundry district.—

(Signed) T. Clarke
Sen. Deputy Regr.

7th July 1846.—

No. 4110

To The Chief Secretary to Government
Fort St. George.

Sir;

1 We are under the necessity of submitting for the orders
of the Most Noble the Governor in Council, the position in which
the Court of Foujdaree Adalut stands at the present moment in reference
to 2 Cases which were lately referred to it from the district of Vizagapatam.—

2. The cases were referred for the final orders of this
Court about 3 months ago and were lately adjudicated by the 1st
Judge who being of opinion that he was competent under the circumstances
to

to pass sentence without the intervention of his Colleagues, proceeded accordingly.-

3. The 2nd and 3rd Judges were of opinion that the 1st Judge was not competent to pass sentence and called upon the 1st Judge for the record, preliminary to passing judgment.

4. Since this period the record has been returned by the 1st Judge, the under which circumstances we are not informed beyond the fact, that 16 days after its having been written, Copy of a minute was sent to the Court. Viz. That 1st Judge on the 4th instant.

5. The authority of the Government is necessary to set the Court in motion, as the 1st Judge has refused to abide by the judgment of the Majority, and the parties accused remained as a consequence in a state of suspense and uncertainty which ought not to characterize the result of Courts proceedings.-

6. We believe that the matters has been referred to Government tho' we are in utter ignorance as far as the 1st Judge is concerned to the reasonings he has adopted. He has neither informed the Court what he intends to do when he attended the Court, the last 2 Court days so as to admit of inquiry being made of him.-

7. We are at also to account for the tone and tenor of the 1st Judge's conduct as well as for the very offensive language in this as in another case which will be shortly before the Government. no personal altercation has yet occurred in the Court, and it has been our desire to avoid even all remote use of such personal observations as might lead to a collision.-

8. The simple question we have to submit to the Government who we believe are in possession of all the papers is whether it shall be competent to the 1st Judge to resist our authority forming a majority of the Court, and he shall be suffered to take out of our hands business which the law and the custom of the Court, invest us with.-

8th July 1846.- (Signed) W: Lewin.
J: C: S: Boileau.-

No. 1111. (No. 70)

To

The Secretary to Government in the Judicial Department.

Sir,

With reference to para 4 of the Extract from the Minutes of Consultation dated 7th April 1846, I am directed by the Court of Foujdaree Adalut to transmit for you to be laid before the Most Noble the Governor the accompanying Copy of a Letter from the Magistrate of Salem, under date 6th June 1846 in which Mr. Lockhart recommends that a gratuity of 60 Rupees be bestowed on the family of the Peon who was killed in attempting to arrest the leader of the party of Convicts who, on the 9th January last, rose on their guards and effected their escape.-

2. It appears to the Court of Foujdaree Adalut that a Pension made payable to the "aged mother" of the deceased to be transferred at her death to any of the other members of the family who may remain unprovided for would be a more suitable way of marking the sense of the gallantry and bravery displayed by the deceased now, and would be more likely to prove an encouragement to others to follow so laudable an example, than the mere bestowal of a money donation.-

3. Should the Government concur in this view the Court of Foujdaree Adalut could recommend that a Pension of three (3) Rupees a month be conferred on the Mother of the late Peon and that on her demise if he be transferred to either his son or daughter, now unprovided for, should the one not have obtained employment, and the other not be married at the time of their Grandmother death, to be continued in the case of the latter until marriage and of the former until his 21st Year.-

8th July 1846.- (Signed) W: D: Phillips
Registar.

Mem.

No. 1115

Memorandum.

4 Printed forms of the Half yearly Criminal Statement No. 4 forwarded to the Sessions Judge of Guntoor with reference to his letter dated the 1st Instant.-

By Order of the Court of Foujdaree Adalut.
9th July 1846.- (Signed) W. D. Phillips
Register.

No. 1119

To The Sessions Judge of Combaconum.

Sir

1 Adverting to the course of proceedings which from recent communications, you appear systematically to have adopted, of commenting on the grounds assigned by the Foujdaree Adalut for the final, judgments delivered by them in Criminal Trials which have come before their Court by Appeal or otherwise, and of submitting at length your own views of testimony and facts brought forward and elicited in trials conducted by yourself, after they have undergone in the highest Court, the List of revision to which, in the Exercise of the appellate functions legally vested in them, the Judges of the Foujdaree Adalut are bound conscientiously to discharge to the best of their experience and abilities,-

2. I am instructed to intimate that unless the labors of the Foujdaree Adalut on such cases, as the final remedial means provided by the Legislature for relieving from undeserved punishment parties convicted

convicted by the Subordinate and less experienced Judges in the provinces, the Judges of the Foujdaree Adalut regret to observe in the addresses received from you an imputation of correction which, as proceeding from a functionary where only aim should be strict and impartial justice, is as irregular as on general grounds, it is objectionable.-

3. Having seriously considered the subject, they are of opinion that it is due to themselves and to the rules of subordination by which the judicial department is guided, to require from you the immediate and complete relinquishment of the system above adverted to and they have adverted to and they have instructed me to state that if in any future instance it be persevered in they will deem it necessary to bring the matter to notice of Government.-

10th July 1846.- (Signed) W. D. Phillips
Register.

No. 1120

To The Acting Sessions Judge of Madura.

Sir,

1. Adverting to your communication of the dates noted marginally, I am directed by the Judges of the Foujdaree Adalut to request you will intimate to the Magistrate of Madura that they consider the interest and value of his Report on the Police for the year 1845, is depreciated by the insertion therein of the second section of its 35th para and accordingly that before proceeding to

7th May 1846.
1st Do.—Do.

to dispose of that Report which eventually will be submitted to Government in the usual course, they deem it advisable to suggest to Mr. Blackburne the propriety of expunging it.—

2. The necessary erasures will be made in this office should the Courts suggestions be agreeable to Mr. Blackburne.—

10th July 1846.— (Signed) W. D. Phillips
Register

No. 1128.

Memo:

24 Sheets of the printed Calendars forwarded to the Sessions Judge of Masulipatam with reference to his letter dated the 3rd Instant.—

By Order of the Court of Foujdaree Adalut
11th July 1846.— (Signed) W. D. Phillips
Register

No. 1129. To (No. 71)

The Secretary to Government in the Judicial Department

Sir;

1. With reference to paras 42 and 43 from the proceedings of this Court of the 31st March last, [illegible] review of the Criminal Reports for the 2nd Half of 1845 directed by the Court of Foujdaree Adalut to transmit to you to be laid before the Most Noble the Governor in Council the accompanying copy of a letter dated 9th June 1846 with its enclosures from the Sessions Judge of Hoonsoor [illegible] for sanction an application for the appointment of an Ameen

Ameen of Police in the Town of Comptee on a Salary of 35 Rupees per mensem, of a Cutwal at Honore on a Salary of 17½ Rupees per mensem and of 6 Peons under the Cutwal on a monthly pay 4½ Rupees each.—

2. The Judges have already recorded their opinion as to the necessity of the proposed increase in the Establishment of the Police in the Canara District and they beg to recommend that sanction be granted for the employment of a Police Ameen; and a Cutwal with 6 Peons to be located at the places mentioned by the Magistrate at an additional monthly outlay of 79-8 seventy nine Rupees eight annas.—

3. A Statement drawn up in the form prescribed in the orders of Government under date the 21st March 1844 also submitted.—

11th July 1846.— (Signed) W. D. Phillips
Register.—

No. 1130. To (No. 72)

The Secretary to Government in the Judicial Department

Sir;

1. I am directed by the Judges of the Foujdaree Adalut to transmit to be laid before the Most Noble the Governor in Council, the accompanying copy of a letter dated the 22nd Ultimo from the Sessions Judge of Cuddapah, requesting sanction for the charges amounting to Rupees 1039-2- drawn in the Indents of the late Zillah Court at Cuddapah for the Jail establishment employed in proportion to the number of convicts actually worked outside the Jail, from 1st July to 15th September 1843, and which have been objected to by the Civil Auditor.—

With

1139.

2. With reference to the circumstances
by the Sessions Judge, the Court of Foujdaree Adaw
recommend that the Special Sanction of Government
for the charges in question amounting to Rupees 1032
Thousand and thirty three annas two and five pies
11th July 1846.- (Signed) H. D. Phillips
Registrar

No. 1137 To (No. 73)

The Secretary to Government in the
Judicial Depart

Forwarding with the Court's recom
an original letter from the Sessions Judge of Tellic
=mitting an Indent for tools for the use of the Jail
his Jail.-
14th July 1846. (Sent usual letter)

11th No. 1138. To

Sir,

The Subordinate Judge of Chitto

Adverting to the Circular Orde
I am directed by the Judges of the Foujdaree Adaw
to you the Indent which accompanied your com
of the 4th Instant, and to request you will cau
Indent in the usual form to be prepared and
this Court; shewing when the articles indented
to be transmitted, and under what circumstance
useless.-
14th July 1846.- (Signed) H. D. Phi

(Circular)

To

The Several Session Judges and Agents.

Communicating paras: 9-17-18 and 19 of Extract
from the Minutes of Consultation dated 11th May 1846. on the review
of the Criminal Reports for 2nd half 1844 furnishing instructions
to Police officers in cases of False Complaints and noticing on the
number of accidental Deaths and deaths by other than natural causes.
14th July 1846.- (Sent usual letter)

To The Session Judge of Madura.

Communicating para: 4. of Extract from the
Minutes of Consultation dated 11th May 1846. commendation on
Mr. Blackburn on the working of the Village Police.-
14th July 1846.- (Sent usual letter).

To The Session Judge of Chittoor.

Communicating para: 20 of Extract from the
Minutes of Consultation dated 11th May 1846. observing that Estimates
for the repair of the road between Chittoor and Vellore were referred
for the report of the Superintendents of Roads.-
14th July 1846.- (Sent usual letter)

To The Session Judge of Cuddalore.

Communicating para: 21. of Extract from the
Minutes of Consultation dated 11th May 1846.- directing the Magistrate
to submit his application in the prescribed form for an Extra
Establishment for Duffadar and 12 Peons to traverse the Jungles in
the Terroomalay Talook in search of Offenders.-
14th July 1846.- (Sent usual letter)

To

No.

To The Sessions Judges of
Salem. Trinevelly and the
Communicating para: 31 of Extract fro
Minutes of Consultation dated 11th Inst. Commenting
the Magistrates in forwarding cases to the Criminal C
on insufficient grounds.-
14th July 1846.-

No. 1140

(Sent usual letter)

Memo:

4 Printed forms of the Half yearly Criminal Statement
4 —— Drs —— of the —— Drs —— Convict Statement.
4 —— Drs —— of Jail Returns.-
Forwarded to the Subordinate Judges of
with reference to his letter dated the 11th Instant.-

By order of the Court of Foujdaree Adalut.
15th Inst. July 1846.-

(Signed) H. D. Phillips
Register.

No. 1141.

(No. 74)

To The Secretary to Government in the
Judicial Department.

Sir;

1. With reference to my letter dated the
Instant No. 67. I am directed by the Court of Foujdaree A
to report for the information of the Most Noble the
in Council that the convicts in the Jail at Chingleput
awaiting execution of their sentences of transportation
now accumulated to (10) ten.

2. The names of these additional convicts are
Coilaraddy Kaulah,
Kunshee Kaulah,
Alpawee,
Gungoo, and
Pulamy.

16th July 1846.-

(Signed) H. D. Phillips
Register.

No. 1145.

To

(No. 75)

The Secretary to Government.

Sir;

1. I am instructed by the Judges of the Foujdaree Adalut to report for the information and orders of the Most Noble the Governor in Council that in consequence of a difference of opinion between the 1st and the 2nd and 3rd Judges regarding the course of proceeding to be adopted in the disposal of certain trials referred by the Session Judge of Trinevelly for final orders in this Court, the functions of the Foujdaree Adalut are, as respects those trials, placed temporarily in abeyance under the following circumstances.-

2. The trials in question are Nos. 60, 61, 23, 24, and 25 of 1846. on the File of the Session Court at Trinevelly. The first mentioned trial reached the Foujdaree Adalut on the 23rd March last and on the 23rd April and 11th May following, requisitions for further information and documentary evidence issued from the Foujdaree Adalut under the orders of the 1st Judge before whom the trials had been placed by the Courts Register in the regular distribution to the three Judges of the records of trials coming into his office from the Session Courts in the Provinces.-

3. The four last mentioned trials were received in the Foujdaree Adalut on the 27th May and under the ministerial arrangement above adverted to,

were

were likewise laid before the 1st Judge by the

Register.-

4 On a consideration of the record

60, in which 11 individuals are charged with Gang

robbery attended with aggravating circumstances, the

Judge of this Court concurred with the Sessions Judge

in convicting the Prisoners; but deeming the sent

recommended by the Sessions Judge to be too lenient

he declared the opinion that the periods of imprison

with hard labor in irons suggested by the Sessions

Judge should be enhanced as regards their duration

and that corporal punishment should be awarded

certain of the Prisoners; no recommendation having

been submitted by the Sessions Judge that stripes

should be inflicted.-

Dated 30th June 1846.

5. The tenor of the 1st Judge's

on the trial in question having led the 2nd and 3

Judges to the belief that the 1st Judge, quote

the provisions of Section XXXIV Act VII of 1843

authority for the proceedings; had it in contempla

on his own authority to issue the enhanced sentence

declared by him to be necessary, they (the 2nd and 3rd

Judges) made known to him their opinion that

a course was not only unprecedented and opposed

to the previously existing practice of the Foujdaree

Adalut; but that under their construction of the

existing Law, it was wholly illegal.-

6. It was further pointed out to the

1st Judge, that, adverting to the omission of the

Sessions Judge to report what sentence he would

recommend should be passed on certain of the

Prisoners, it became incumbent on the Foujdaree

Adalut, with reference to the rule and Circular

Orders of their Court, to require that the error should

be corrected before the Foujdaree Adalut proceeded

to record any final judgment in the case.-

7. For reasons entered in his several

Minutes at length, the 1st Judge, actuated by a

conscientious conviction of the correctness of his own

construction of Section XXXIV, Act VII of 1843,

felt bound to adhere to the sentences which he

had specified as appropriate and called for under

the circumstances of aggravation attending the

robbery charged against the Prisoner; and further

to oppose the belief of the 2nd and 3rd Judges that

it was their bounden duty to take part in the

disposal of the trial, as the opinion of the majority

of

of the Court nullified the contrary opinion of a
Judge and not to permit the issue of a sentence
was considered by them to be null and void un
the 1st Judge's view had the concurrence of a Second

8.

The point of difference has form
matter for considerable discussion between the Judge
who have fully entered into the merits of the questi

x. Dated 30th May 1846.
" 13th June — Do.
" 8th — Do. — Do.
" 11th — Do. — Do.
" 13th — Do. — Do.
" 15th — Do. — Do.
" 15th — Do. — Do.
" 13th — July — Do.
" 14th — Do. — Do.
" 15th — Do. — Do.
" 20th — June — Do.
" 6th — July — Do.
" 1st — Do. — Do.
" 4th — Do. — Do.
" 6th — Do. — Do.
" 8th — Do. — Do.
" 9th & 10th — Do. — Do.
" 10th — June — Do.

in the minutes of the dates noted in margin x
which have been instructed herewith to
transmit, without, however, leading to
any satisfactory result, as the 1st Judge
is still impressed with the correctness
of his own reading of the law—

9.

The trial in question has
consequently not been disposed of, but
remains in arrear; and as it is still in
hands of the 1st Judge, who is unwilling to permit it
come before either of his colleagues, according to the
practice of the Foujdaree Adawlut and to that of the
Sudder Adawlut in Calcutta, as shown in the
printed Reports of Cases there decided, the subsequ
to Government of this communication has become
unavoidable in view to the adoption by the Most
Noble the Governor in Council of such measures as
may be required to bring the functions of the Foujdaree
Adawlut

Adawlut again into operation, not only as regards
Case No. 60 but also in respect of all future cases
wherein similar difficulties may arise.—

10. I am directed to add that Cases 61,
23, 24 and 25 above adverted to also form an arrear
before the Court and in the hands of the 1st Judge
under circumstances similar to those now represented.—

17th July 1846.— (Signed) W. D. Phillips
Register.—

No. 1147

Memo

2 Printed forms of the Half yearly Criminal Statement
2 Do. of the Do. Do.

Forwarded to the Sessions Judge of Chittoor with reference to his letter dated the 15th Instant.

By Order of the Court of Foujdaree Adawlut.
17th July 1846.- (Signed) H. D. Phillips
Registr

No. 1148.

To The Acting Subordinate Judge of Mangalore.

Sir;

1. With reference to your letter of the 16th April and 3rd July last I am directed by the Court of Foujdaree Adawlut to inform you that the only case calling for any remark in the Criminal Reports for the Months of December last was noticed in this Courts proceedings of the 4th March last copy of which the Sessions Judge was directed to communicate to you.-

2. The Court further desire that you be referred to the latter part of their Circular Order of the 21st October last which had it been observed might perhaps have saved you the necessity of submitting the letter now under reply.

17th July 1846.- (Signed) T. Clarke.
Sen. Deputy Regr.

Copy to the Sessions Judge of Mangalore.-

No. 1149

To The Subordinate Judge of Salem.

Sir;

1. I am directed by the Court of Foujdaree Adawlut to acknowledge the receipt of your letter of the 25th Ultimo. reporting with reference to this Courts orders of the 16th Instant, that Two of the ringleaders in the conspiracy detected among the convicts in the Jail had been forwarded to Combaconum on the 18th May last but that should the Judges so order they will be recalled.-

2. Under the circumstances explained in your letter the Court do not consider it desirable that the ringleaders should

should be recalled from Combaconum for the purpose of a further inquiry being instituted into their proceedings in this matter.—

17th July 1846. (Signed) T. Clarke
Sent. Deputy Register.

No. 1153. To The Acting Session Judge of Madura.

Sir,

I am directed by the Court of Foujdaree Adalut to return you the enclosures which accompanied your communication of the 27th Ultimo in view to your opinion being submitted on the explanations afforded by the Joint Magistrate of Madura to the remarks recorded by you on his Calendar Nos. 2 and 3. for the second half of the past year.—

20th July 1846.— (Signed) T. Clarke
Sent. Deputy Register.

No. 1154 To The Session Judge of Honore.—

Sir,

With reference to your letter of the 30th Ultimo reporting the discovery by the Police of the dead body of a convict whose escape was brought to the notice of the Foujdaree Adalut in your communication of the 27th April last, I am directed by the Court of Foujdaree Adalut to request you will ascertained and report whether the copper bore marks of violence or starvation.—

20th July 1846.— (Signed) T. Clarke.
Sent. Deputy Regt.

To

No. 1155. To The Acting Collector of North Arcot.

Sir,

1. I am desired by the Judges of the Foujdaree Adalut to return to you for transmission to the Acting Sub Collector of North Arcot, a letter

Dated 25th June 1846. irregularly addressed by that Officer to this Court on the ground it would appear, of the temporary absence from the Zillah station of the Session Judge.—

2. You will observe that the restoration to office of the public servant to whom the Acting Sub Collector refers, is subject on which the Court of Foujdaree Adalut are not called upon to pass any order; and it is the opinion of the Judges that it is within the competency of the local judicial authorities finally to dispose of the Criminal charge to which the public servant in question was recently subjected.—

20th July 1846.— (Signed) H. D. Phillips
Register.—

No. 1156

No. 1175. To (No. 77)

The Secretary to Government

Sir,

I am desired by the Judges of the Foujdaree Adalut to transmit to be laid before the Most Noble the Governor in Council the accompanying Copy of a communication from the Subordinate Judge of Combaconum addressed to the Sessions Judge at that station requesting sanction for the refund of Rupees Four (4) the amount realized by the sale of the Silver Canjee which were taken from the examinations of Prisoner in Case No. 16, 1st Sessions 1837. and were sold by auction by the Nazir of the late Zillah Court.

As the sum in question is reported by the Subordinate Judge to have been carried to the credit of Government, the Judges beg to suggest that affirm request to recommend that the refund applied for be authorized.

No. 1153. Dated 19th June 1846.

No. 1154

22d July 1846.

(Signed) W. D. Phillips
Registr

No. 1176 To The Sessions Judge of Masulipatam

Transmitting copy of an order of Government the 10th July 1846. ordering the Military Board to issue the Indent for sundry Instruments &c required by the Judge of Masulipatam to be complied with.

22d July 1846.

No. 1177 Memo.

36 Sheets of the printed Calendars forwarded to the Acting Judge of Madura with reference to his letter dated the 15th Instant.

By Order of the Court of Foujdaree Adalut.

22d July 1846.

(Signed) W. D. Phillips

No. 1181.

To (No. 78)

The Secretary to Government in the Judicial Department.

Sir

1. I am desired by the Judges of the Foujdaree Adalut to transmit for the consideration of the Most Noble the Governor in Council the accompanying Copies of a Communication and its enclosures from Mr. W. Douglas Civil and Sessions Judge of Tinnevelly dated the 31st January last.-

2. In that address, it will be found, — Mr. Douglas has forwarded a transcript of a Memo: from the late Principal Sudr Ameen of Tinnevelly on the subject of the Proceedings of the Sessions Judge, dated 5th December 1845, recorded on the complaint of a Catechist against the official conduct of the Principal Sudr Ameen and Copy of a correspondence between Mr. E. B. Thomas, the Magistrate of Tinnevelly, and the Sessions Judge on the subject of a Note addressed by the former to the latter, containing serious imputations on the official conduct of the late Principal Sudr Ameen.-

3. The Judges of the Sudr Adalut have also instructed me to submit for the consideration of Government, Copies of the papers noted marginally and their enclosures on the subject of the employment by the late Principal Sudr Ameen of Tinnevelly at his own private residence, of Peons officially attached to his Court, in various menial and domestic purposes.-

4 The opinion of the Zillah Judge being, that

that the imputations against the late Principal Sudr Ameen are borne out by the proceedings held in the Civil and Sessions Court it would have remained for the Judges of the Sudr Adalut, in the usual course, to declare whether their view of the subject, any and what further steps should be taken, either for the censure, suspension, or dismissal of the Principal Sudr Ameen, and under what circumstances, they would have been prepared to follow that course.

5th

In the case of the Principal Sudr Ameen Tirroonalacharry, however, they find that facts are proved by him to the Zillah Judge, whilst, they cannot divest themselves of the belief that there has been prejudice against Principal Sudr Ameen, on the part of the 3rd Judge and Magistrate whatever may have been the extent of his conviction.

No. 115 Dr.

No. 115

Enclos. No. 6 in the Civil Judge's Letter dated 31st January 1846.

6.

The subject of the proceedings of the Civil Court of Tinnevelly dated 24th January 1846. involving as it does, the serious accusation against the Principal Sudr Ameen of an omission of orders, but the suppression of a forged only of an omission of orders, but the suppression of a forged openly presented by a public servant, is of too great moment not to demand formal investigation, but under the impression of the character of the proceedings taken against the Principal Sudr Ameen above stated, the Judges are of opinion that they would not be justified in condemning him on that charge or on the other whereby his penalty is called in question on the fact of whether he has or has not been in the habit of using the services of public servants as those of his own Domestics.-

7.

The Judges being therefore of opinion that the Principal Sudr Ameen Tirroonalacharry is entitled to have his conduct in the matters referred to, reinvestigated. by an officer not convicted with the District of Tinnevelly would respectfully suggest that a Commissioner be appointed to receive and report on the complaints in question and any other which may be brought forward in connection with the discharge of his duty as Principal Sudr Ameen of Tinnevelly.-

23rd July 1846.- (Signed) H. D. Phillips
Register.

No. 1184. To

The Sessions Judge of Cuddapah.

Communicating the order of Government dated the 16th Instant. sanctioning the charges amounting to Rupees 1039-2-1. incurred at Cuddapah in the year 1843 on account of the Jail Establishment.-

24th July 1846.- (Sent usual letter)

No. 1191. To

The Civil and Sessions Judge of Cuddapah

Sir,

1.

I am desired by the Judges of the Sudr and Fouj Adalut to annex for your information copy of a letter from the Acting Subordinate Judge of Cuddapah reporting the number of persons under restraint in the Jail of which he has charge; and to request that you will ascertain from the Acting Subordinate Judge what peculiar circumstances have had

had the effect of raising the number of security Prisoners
(81) to an extent which was counter to this Courts expres
of the law under which security is demanded.

2. The Judges also desire your own opinion
of the causes which may be assigned by the Acting Subor
Judge for the unusual number of security Prisoners and
for the request you will issue such instructions regardg
the contained retention in confinement of the Civil Debto
(42) now in Jail, as may tend to the early or immediate
release of those whose liabilities are of small amount
who may be set at liberty without detriment to their cred
3. If by the enquiring the Judges expect
will make, it is found impracticable to render the numb
of Civil Debtors, so as to render the accommodation
available in the Jail, sufficient for their comfortable
confinement, the Judges desire me to request you will
in communication with the Acting Subordinate Judge
suggest for consideration by them such measures as
may seem to you to be best calculated to remove at
a small expense the difficulties now experienced for
want of room.

25th July 1846.

No 1192. To (No 79) (Signed) H: D: Phillips
Register.

The Secretary to Government
Transmitting with the Courts recommendation an
original letter from the Subordinate Judge Chittoor with an Indent
for Tools for the use of the Jail.
25th July 1847.

(Sent in next letter)

No 1193. To

The Secretary to Government in the
Judicial Department.

Sir;

1. With reference to Extract Minutes of Consultation
dated 24th July 1846, No 433, communicating the orders of Govern-
ment on the Memorial addressed to the Court of Directors by
the 2d and 3d Judges on the 30th June 1846 and on the Minute
of the 1st Judge of the Court dated 25th June.

2. I beg to bring to the notice of the Most Noble
the Governor in Council that as the records of the Foujdaree
Adalut do not contain either the original or a copy of the
1st Judge's Minute therein referred to and which would appear
to have been forwarded by the Gentleman, unknown to
myself or the 2d Judge, direct to the Government, I am unable
unless furnished with the necessary transcript to submit
the explanation which has been required of me.

25th July 1846. (Signed) T: E: T: Boileau.
3d Judge.

No 1203 To (No 80)

The Secretary to Government in the
Judicial Department

Sir,

I am desired to forward for
the consideration and orders of the Most
Noble the Governor in Council a Copy
of an address from the Register to
the

the Court of Foujdaree Adalut dated the
25th Instant.

No 27th July 1846

I have the honor to be
Sir,
Your most Obedient Servant
(Signed) H: D: Phillips
Register.

No 1206 To The Session Judges of
Guntoor and Masulipatam

Sir,

1. Adverting to instructions received from the Government. I am directed by the Court of Foujdaree Adalut to desire that you will adopt immediate measures for transferring 50 Convicts to the charge of the Subordinate Judge of Rajahmundry for employ- under the Civil Engineer 1st Division.—

2. In the transfer of these Convicts you will be

.. pleased to observe all the rules laid down in the order of Govern.
-ment of the 9th of June 1837, printed at Page 432 of the Official
Gazette of that year.—

3. The Magistrate of the District will furnish in addition to the prescribed complement of Duffadars and Jail Peons, such number of guards as may appear necessary for the safe custody of the Convicts on the march.—

28th July 1846. (Signed) H: D: Phillips
Register

Copy to Subordinate Judge of Rajahmundry for his information and communication to the Civil Engineer.—

No 1207 To The Session Judge of Chingleput.

Sir,

1. I am directed by the Court of Foujdaree Adalut to desire you will immediately dispatch to the Presidency, for transfer to the Custody of the Chief Magistrate and Superintendent of Police, the ten Convicts noted in the margin now under your charge awaiting execution of their sentences of transportation.—

1 Mootyaloogandoo alias Ramasawmy
2 Lutcheygandoo,
3 Chengaw,
4 Chinnummanul,
5 Woolly Davullo,
6 Coonareddy,
7 Kunaker Kaulab,
8 Appavoo,
9 Gengoon,
and
10th Palany.—

2. You will be pleased to transmit to this Office, by Tappal, the usual Calendar of the Convicts who may be forwarded to the Presidency under these orders.—

28th July 1846.— (Signed) H: D: Phillips
Register.—

No 1215 To The Secretary to Government. (No: 81)

Transmitting with the Courts recommendation

an

an Original letter from the Subordinate Judge of Dindigul forwarding an Indent. for tools for the use of the Jail.-
29th July 1846.

No. 1216 To

The Subordinate Judge of Madura.

Sir,

1.

I am directed by the Judges of the Foujdaree Adalut to desire that you will adopt immediate measures for transferring 90 Convicts to the charge of the Sessions Judge of Trichinopoly.-

2.

In the transfer of these Convicts you will be pleased to observe all the rules laid down in the Order of Government of the 9th June 1837, printed at page 432. of the Official Gazette of that year.-

3.

The Magistrate of the District will furnish in addition to the prescribed complement of Duffadars and Jail Peons, such number of guards as may appear necessary for the safe custody of the Convicts on the March.-

29th July 1846.- (Signed) H: D: Phillips
Register.-

(Copy to the Sessions Judge of Trichinopoly for his information with reference to his letter dated the 10th Instt.

No. 1229 To (No. 82)

The Secretary to Government in the Judicial Department.

Sir,

In reply to Extract Minutes of Consultation dated the 10th Instant, No. 404, transmitting Draft of an Act to facilitate the execution of the sentences of Courts established by the authority of the Governor General in Council for the administration of Criminal Justice in States or Territories administered by officers acting under the authority of the Last India Company.-

2.

I am desired to state that the Judges see no objection to the Draft Act which has their entire approbation.-

30th July 1846.- (Signed) H: D: Phillips
Register.-

No. 1235 To The Sessions Judge of Guntoor.

Sir,

I am directed to acknowledge the receipt of your letter dated the 31st Instant, and in reply to inform you, that, under the authority vested in them by the Order of Government dated 28th July 1843, the Judges of the Foujdaree Adalut sanction the disbursement of Rupees (1-10-) one and annas ten for purchasing half of Mound of Lead for fixing the Axles in a stone Roller for the work of the Convicts.-

Vide Fort St. George Gazette page 608.-

31st July 1847.- (Signed) H: D: Phillips
Register.

No. 1236. To (No. 83)

The Secretary to Government in the Judicial Department.

Sir,

1. With reference to an Extract from the Minutes of Consultation dated 15th May 1846. No. 543 communicating an Extract from the Minutes of Consultation in the Military Department No. 2076 of the 5th May 1846. with certain correspondence accompanying it

and

No 1216

and requesting the Court to require the Jail and Sep
Judge of Combaconum to suggest the most expe
and economical arrangements for retaining the Jail
guards now employed in that District of the duties
entrusted to them. I was directed by the Judges of the
Court of Foujdaree Adalut to transmit to you the
before the Most Noble the Governor in Council the
accompanying Copy of a letter and its enclosures
from the Sessions Judge of Combaconum

dated 25th June 1846

2.

The Subordinate Judge referring to
the necessity of retaining in the Court Treasury by
sums of Money considers it would be unsafe to with
draw the Military guard from the Treasure and he
observes that experience tends to shew that a Military
guard cannot safely be dispensed with from the Jail

3.

The Sessions Judge has in the
opinion of the Foujdaree Adalut successfully combated
the objections of the Subordinate Judge to the removal
of the guards and has shewn that the measure can
be adopted with perfect safety to the public interests

No 1229

4

The Court of Foujdaree Adalut concur
with Mr. Lewin in his recommendation of the with
drawal of the Military guard from the Jail as well as
from the Treasury and the substitution of an increased
increase to the Jail guard of 3 Peons and 1 Serjeant
involving an additional expense to the state of 21 Rupees
12 annas per Mensem

5.

The Court finds that on a former
occasion when the subject of a relief of the regular troops
from the duty of guarding the Jails was submitted
for their report they recommended on the principle
of employing a Duffadar for every Military Guard
and 1 Peon for each Sepoy relieved - that an increase
of 1 Duffadar and 4 Peons should be made to the
strength of the permanent Jail guard provided for the
Combaconum Jail but referring to the great experience
of the Sessions and Subordinate Judge and the concurrence
of their views on this point the Court of Foujdaree Adalut
are led to belief that the addition recommended by
them would be sufficient to ensure the safety of the
prisoners confined in the Jail at Combaconum should
the Most Noble the Governor in Council approve of
the Sessions Judges recommendation the Court will
be prepared to call on him to submit the statement
required by the order of Government of the 21st March

The Court consider the submission

6.

by the Sessions Judge of Mr. Beauchamps communication
to Thomas Moran a private servant of Mr. F. W. Lewin
to be highly objectionable and to exhibit a want of
courtesy and delicacy to Mr. Beauchamp for which
the Judges were not prepared and it is their intention
to make this known to Mr. Lewin and at the same
time inform him that if he considered Thomas Morans
opinion of such value as to be worthy the consideration
of

of the Government he was at liberty to call for and transmit it but the subjecting the Subordinate Judge's letter to the remarks of this individual was as unauthorized for as it was improper.-

31st July 1846.- (Signed) H. D. Phillips
Register.

Copy to the Sessions Judge of Combaconum for his information.-

No. 1237 To The Sessions Judge of Combaconum

Communicating Copy of an Order of Government dated the 27th Instant, sanctioning the refund of Rupees (4) carried to the credit of Government on account of the sale of a pair of Silver Cuffs taken from the Countenance of a Prisoner.-

31st July 1846.

No. 1238. To The Sessions Judge of Tellicherry

(Sent usual)

Communicating Copy of an Order of Government dated the 25th Instant, ordering the Military Board to cause the Indent for tools required for the Prisoners in the Jail at Tellicherry to be complied with.-

31st July 1846.-

No. 1239 To The Sessions Judge of Chicacole

(Sent usual).

Sir,

1. With reference to your letter dated the 8th

8th Instant, I am directed by the Judges of the Foujdaree Adalut to request you will adopt immediate measures for transferring 50 Convicts to the charge of the Principal Sudr. Ameen of Vizagapatam for the purpose of repairing the pass and road from Vizagapatam to Waltair.-

2. In the transfer of these Convicts you will be pleased to observe all the rules laid down in the Order of Government of the 9th of June 1837, printed at page 432 of the Official Gazette of that year.-

3. The Magistrate of the District will furnish in addition to the prescribed complement of Duffadars and Jail Peons, such number of guards as may appear necessary for the safe custody of the Convicts on the march.-

31st July 1846.- (Signed) H. D. Phillips
Register

Copy to the Principal Sudr. Ameen of Vizagapatam for his information.-

No. 1240 To The Magistrate of Bellary.

Sir;

1. In reply to your letter dated 13th May last, submitting for sanction by Government certain charges, incurred in the Magisterial Department during Fusly 1254.-

S

2.

I am desired to intimate that subsequent to the despatch of my Communication dated 9th. December 1845, orders were transmitted by Government to this Court, under the operation of which all objection is removed to the future submission through the Foujdaree Udalut of Statement of charges of the nature of that now acknowledged.

31st. July 1846.- (Signed) H: D: Phillips
Register.

No. 1241. (No. 84.)

To

The Secretary to Government.

Sir,

With reference to the Extract from the Minutes of Consultation dated the 27th. Instant, No. 437, I am directed by the Court of Foujdaree Udalut to state, that in obedience to the orders therein contained, 13 Convicts under sentence of transportation are reported to have been despatched from Chingleput on the 29th. Instant, to the charge of the Acting Chief Magistrate and Superintendant of Police at Madras in view to their embarkation.-

The usual Calendar of these Convicts accompanies this communication.-

31st. July 1846.- (Signed) H: D: Phillips.
Register.-

No. 1249. Memorandum

Returned to the Sessions Judge of Masulipatam in view to the required docket and endorsement being affixed in his Office.-

By Order of the Court of Foujdaree Udalut.-

3d. August 1846. (Signed) H. D. Phillips
Register.

No. 1250. Memo:

Returned to the Magistrate of Masulipatam for completion of endorsement.-

By Order of the Court of Foujdaree Udalut.-

3d. August 1846. (Signed) H. D. Phillips
Register.

No. 1251. Memo:

Returned to the Magistrate of Guntoor for completion of endorsement.-

By Order of the Court of Foujdaree Udalut.-

3d. August 1846. (Signed) H. D. Phillips
Register.

No. 1252. Memo:

Returned to the Magistrate of Tanjore in view to the required docket and endorsement being affixed in his Office.-

By Order of the Court of Foujdaree Udalut.-

3d. August 1846. (Signed) H. D. Phillips
Register.

No. 1253. Memo:

Returned to the Acting Magistrate of Chingleput for completion of endorsement.-

By Order of the Court of Foujdaree Udalut.-

3d. August 1846. (Signed) H. D. Phillips
Register.

Fonjdaree Diary 3d. and 4th. August 1846

No. 1254 To The Subordinate Judge of Chittoor

Forwarding copy of an order of Government ... the 28th. ultimo, ordering the Military Board to cause the ... tools required for the convicts in the Jail at Chittoor to be ... with.

Letter dated ... 3d. August 1846.

No. 1255 To The Acting Sessions Judge of Madura.

Sir,

Adverting to your letter dated the 16th. ult... instructed by the Judges of the Fonjdaree Adalut to ... enclosure* in view to your intimating to the Magistrate ... that on reference to the tone and wording of the ... question, the Judges feel themselves precluded from ... ring its retention on the records of their Court.

2. I am desired to add in the adventure to ... communication of the 10th. ultimo that the Judges expect ... from the Magistrate of Madura a plain answer to the ... that certain parts of his Annual Report should be ... than which nothing more will be admitted on the ...

Fonjdaree Adalut.
3d. August 1846.

Signed by K. D.

*Copy of letter from the Magistrate of Madura dated 15th. July 1846

No. 1265 Memo.

Returned to the Magistrate of Tanjore ... required docket and endorsement being affixed ...

By Order of the ...

to State, 13 Conv... to have ... Instant, Superinten... Embarkat... accompani... 31st. July

| No. 84 |

No. 1266 To The Secretary to Government in the Judicial Department.

Sir,

1. Adverting to the Extract from the Minutes of Consultation dated the 19th. May last, requiring the transmission of the Calendars and records of certain Trials referred to the Court of Fonjdaree Adalut by the Sessions Judge of Tinnevelly;-

2. I am directed by the Judges to represent that difficulty will be experienced in making the necessary transcripts of the voluminous records to which the Extract from the Minutes of Consultations refers, unless the ordinary means at the disposal of the Courts Register for ministerial duties of a current nature, be temporarily strengthened by the employment of some additional writers, as Copyists.

3. They understand from their Register that he has at present under process of transcription the Half yearly Criminal Report for the 1st. Half of 1845, and its numerous accompaniments that certain voluminous papers connected with charges made against Principal Sudder Ameen Colonel Royal have also remain still to be copied as well as the Duplicate and Triplicate Copies of the Civil Report for the 1st. Half of 1845.

4. The papers which are to be copied under the operation of the Extract from the Minutes of Consultation now in acknowledgement consist of the Calendars of 17 cases disposed of by the Sessions Judge at Tinnevelly of his own authority, and of the Police, Magisterial, Criminal and Sessions Courts proceedings in Eleven referred trials

Several

Several of which are of extremely large bulk, no allowance thereon held by the Foujdaree Adalut, together with remarks Judges of this Court.

5.

Under these circumstances it appears to the Judges to be advisable in order to prevent delay, that they should be empowered to entertain as a temporary measure the applications purposes stated, who will be remunerated in the manner prescribed in the rule noted marginally by the payment of one rupee 2400 words and they therefore beg respectfully to solicit the Most Noble the Governor in Council the sanction necessary adoption of that measure.

Vide Sup. 248 Offic. Gaz. 1833.

6.

I am desired to add that the present application would have been submitted at an earlier period had it not been to call upon the Sessions Judge of Tinnevelly on the 6th June statement for information which was not procurable from the Foujdaree Adalut and was required in order to the particulars described in the abstract from the diminutions at present under reference, the last Return from Tinnevelly having reached the Court only on the 31st ultimo.

4th August 1846.

/Signed/ H. D. Phillips

Register

No. 1267

Memo:

3 Printed forms of the Half yearly Criminal Statement

3 do. of the do. Statement of Convicts

Forwarded to the Subordinate Judge of

reference to his letter dated the 25th Ultimo.

By Order of the Court of Foujdaree Adalut

4th August 1846

No. 1268.

Memo:

4 Printed forms of the Half yearly Statement of Convicts

Forwarded to the Superintendent of Police at Vellore with reference to his letter dated the 27th Ultimo.

By Order of the Court of Foujdaree Adalut.

4th August 1846. /Signed/ H. D. Phillips

Register

No. 1277

To

The Acting Subordinate Judge of Mangalore.

Sir,

I am directed to acknowledge the receipt of your letter dated the 23d Ultimo, and in reply to inform you that under the authority vested in them by the Order of Government dated the 28th July 1843, the Judges of the Foujdaree Adalut sanction the sum of Rupees 177 Seventy Seven, being the value of certain articles required for the use of the Jail.

4th August 1846. /Signed/ H. D. Phillips

/No. 85/ Register

See Govt. Proc. 4th Aug. 1846.

No. 1278.

To

The Secretary to Government in the Judicial Department.

Sir,

I am directed by the Judges of the Foujdaree Adalut to transmit to be laid before the Most Noble the Governor in Council, the accompanying Copy of a letter dated the 20th Ultimo from the Subordinate Judge of Calicut requesting sanction for the disbursement of Rupees 140-4-1 for the repairs of the Jail Bandies from last December to the present time.

Vide

2. With reference to the circumstances stated by the Sessions Judge and the difficulty which he appears to have experienced in preparing an estimate of the cost of the bandies before executing the repairs the Court of Foujdaree beg to recommend that sanction be granted for the repairs in question, amounting to Rupees one hundred and forty, annas four and Pie nine.

4th August 1846.

(signed) R. C. [illegible]

No. 1310

To

The Secretary to Government of the [illegible]

Sir,

1. Adverting to the order contained in the Minutes of Consultation dated 19th May 1846 [illegible] the Court of Foujdaree Adalut to call for and record the Trial of Cundojee Row, late 4th Peon of the Collector of South Arcot and pass [illegible] opinion whether the prisoner was convicted [illegible] or not, with reference to opinions held by the H. C. of South Arcot, and the H. Babington [illegible] that Cundojee Row is innocent of the offence [illegible] remarked.

2. I am directed to state for the information of Government that having had occasion to bring under the proceedings of the late Adalut

the cases in which Cundojee Row was concerned as Prisoner, translations of the records were called for by this Court and were received from the Sessions Judge of Cuddalore in the usual course, under date the 9th November 1844.

3. In the first of those cases, No. 6 of 1844, Cundojee Row and three others were charged with having in October 1843 illegally apprehended maltreated and confined in his, Cundojee's house for three days, one Venkajee Ummah her son Ramasamy and her sister in law Ringanayakee Ummah, and with having thereby suspended Venkajee Ummah to a tree and in various ways maltreated her in view to extorting a confession of theft and securing the restoration to himself of certain property he had lost.

4. In case No. 8 of the same year and file Cundojee Row and another were charged with having illegally apprehended, confined and maltreated one Coopoo Chetty the brother in law of the said Venkajee Ummah for the purpose of extorting a confession from him regarding a theft.

5 In case No. 9 as above, Cundojee Row and another were charged with having dug up the floor of the house in which one Ringanaikee Ummah lived, and with having appropriated to their own use a part of the gold ornaments which were found in the said house, knowing that those ornaments were the property of the said Ringanaikee Ummah.

6. After a deliberate consideration of the records of the cases above referred to, the Court of Foujdaree Adalut under date the

the 16th December 1844, declared their opinion that the trial
"question had been properly disposed of by the late Acting
"Judge and that no grounds appeared for any interference
"part of this Court with the sentence passed by that Officer
7. This opinion the Court affirmed by their proceedings
dated the 31st July 1845, wherein, in reply to a petition addressed
to the Foujdaree Udalut by Cundojee Row, then in jail, and
mitted through the Sessions Judge, they declared that they
"no grounds whatever for the remission of the sentence pa
"on the petitioner Cundojee Row, who was found guilty
"Law Officer as well as by the Sessions Judge after a long
"and deliberate trial."
8. The Court consider it necessary here to explain that
Sessions Court passed sentence only in case the prisoner
Officer was convicted of the prisoner. In the other two cases
Law Officer acquitted the prisoners but the Sessions Judge
recording his opinion to the contrary effect considered that
sentence passed on the charge involving the greater offence
the ends of justice.
11th August 1846.

[Signed] H. D. Phillips
Register

No. 1306 To

The Secretary
to the Medical Board.

Sir,

With reference to your letter of the

February 1843, I am directed by the Court of Foujdaree
Udalut to transmit to you to be laid before the
Medical Board the accompanying General
Statement of prisoners in the several Jails
under this Presidency for the year 1845.

12th August 1846

[Signed] H. D. Phillips
Register

[No. 871]

No. 1307 To The Secretary to Government in the Judicial Department.

Sir,

1. I am desired by the Judges of the Foujdaree Udalut to transmit for the consideration of the Most Noble the Governor in Council the accompanying transcript of a communication from the Acting Session Judge of Calicut dated 21st Ultimo announcing copy of a letter from the Principal Sudder Ameen at Cochin relative to the inexpediency of allowing the Court of the District Monsiff to be held in the room at present in use for that purpose, and recommending that sanction may be obtained for providing other accommodation for the Monsiff.

2. Under the circumstances stated by the Principal

Sudder

Sudder Ameen, to appear to the Judges of the Fouzdaree to be highly inadvisable to continue the appropriation of the premises of a District Moonsiffs Court House, for the accommodation so obviously well adapted for the residence of the Sudder Ameen be authorized by the Most Noble the Governor in Council to make arrangements for securing other accommodation for the District Moonsiff at a trifling outlay of not more than Rupees 7/ Seven

12th August 1846.

/Signed/ H. D. Phillips
Register

No. 1309 To The Sessions Judges

Sir,

Adverting to information received from the authorities in Bengal, regarding the employment as prisoners of Court Vakeels; and desired to intimate that it is conducted the system of disposing of cases coming before a Sessions Court has best succeeded where it has been laid down as a rule not to employ the same individual twice in one year.

2. The Judges of the Fouzdaree Adalut concurring in opinion with the Judges of the Nizamut Adalut that the above instruction is desirable, I am directed to communicate to you their sentiments with a view to their being acted upon as far as may be found possible when you await your orders.

provisions of Section XXXII Act XII of 1843.

13th August 1846. /Signed/ H. D. Phillips
Register.

No. 1310 To The Sessions Judge of Masulipatam.

Sir,

I have reference to your communication under date the 28th ultimo reporting the escape of six convicts from the Hospital attached to the Jail under your charge on the night of the 26th idem.

2. I am directed by the Judges of the Fouzdaree Adalut to request that you will state for their information whether on the night on which the convicts referred to effected their escape their irons had been removed under the rules laid down in Section XVIII and XIX of the Circular Order noted marginally.

C. O. under date 3rd Oct. 1791.

13th August 1846. } /Signed/ A. J. Arbuthnot
Head Asst. to the Register.

[No. 88]

No. 1313. To The Secretary to Government in the Judicial Department

Tonjdaree Diary 14th and 17th August 1846.

No 1314

Memorandum

4 Printed forms of the Half yearly Criminal Statement No 1
4 ——do—— of the ——do—— ——do—— No 2
4 ——do—— of the ——do—— ——do—— No 3
4 ——do—— of the ——do—— ——do—— No 4

Forwarded to the Acting Sessions Judge of Calicut with reference to his letter dated the 6th Instant.

By order of the Court of Tonjdaree Adalut.

14th August 1846 } (Signed) H. D. Phillips
Register

No 2317

To The Subordinate Judge of Calicut

Forwarding Copy of an Order of Government dated the 4th Instant ordering the Military Board to cause the Indent for Prisoners working implements required in the Calicut Jail to be complied with.

17th August 1846. (Sent usual letter No)

To

Tonjadaree Diary 17th and 18th August 1846.

No 1318. To

The Subordinate Judge of Mangalore.

Sir,

I am directed to acknowledge the receipt of your letter of the 24th ultimo and in reply to inform you that, under the authority vested in them by the order of Government of the 28th July 1843, the Judges of the Tonjadaree Udalut sanction the expenditure of Rupees /10/ Ten for the purpose of purchasing Twigs to make Baskets with for the use of the Convicts working on the public roads.

17th August 1846 } I have the honor to be Sir Your most Obedient Servant

/Signed/ H. D. Phillips

Register

No 1328. Memorandum

Returned to the Sessions Judge of Salem for completion of endorsement.

By order of the Court of Tonjadaree Udalut.

18th August 1846 } /Signed/ H. D. Phillips

Register

Tonjadaree Diary 10th August 1846.

No 1329. To, (No 89.)

The Secretary to Government in the Judicial Department.

Sir,

1. I am directed by the Court of Tonjadaree Udalut to transmit to you for the purpose of being laid before the Most Noble the Governor in Council, the accompanying correspondence noted in the margin relative to an increase in the Police Establishment employed under the Police Ameen of Vellore.

From the Sessions Judge of Chittoor dated 17th April 1846
Tonjadaree Udalut Proceedings dated 2nd May 1846.
From the Sessions Judge of Chittoor dated 22nd May 1846.
From the Subordinate Criminal Judge in charge of the Sessions Court of Chittoor dated 15th June 1846.

2. The Sessions Judge of Chittoor in the 11th parah: of his report on the Police for the 2nd Half of 1845 has recorded that "the population of that place appears "to be most unruly and evil disposed and not sufficiently "under the control of any authority; for they have not "long since robbed the merchants Shops in the open day, "the plea of want being rendered nugatory by their "not confining their depredation to the stores of grain, "which the merchants had gathered together, but setting "themselves to plunder whatever they could find; and "in a recent case of murder, a man was killed in the "middle of the day near the Chief Bazar, and a European "Gunner who was near the spot could get no assistance

in

318.

To C

Sir,

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18th Augu

"in apprehending the murderer who passed close to the
"Barracks without hindrance or obstruction. Should
"there an objection made by the Native Militia gaunt
"-lies to assist in securing the offender and it is stated
"think that such a crime should find sympathy or
"protection from any public servants and there is no
"that it would never be thus treated by the European
"authorities, Military or Civil, who are always ready to
"all in their power to promote the public peace. The
"number of idle and dissolute characters in and around
"Vellore would seem to demand the presence of one of
"the European Magistracy, who could at all times
"co-operate with the Military authorities in preserving
"peace and investigating any serious and intricate
"charge, which from their habits and want of general
"information and experience few natives are capable of
"doing satisfactorily."

3. On this representation of the state of the Town of Vellore, as well as because of the repeated remarks made by the Foujdaree Udalut on the monthly Criminal Reports on the delay caused by the Police Ameen of Vellore in the discharge of his police duties, the Acting Magistrate has based his present application, soliciting

granted, would, it appears from the Statement drawn up in accordance with the form prescribed in the order of Government of the 21st March 1844, involve an extra monthly charge to the state of Rupees 60.-

4. In reply to a communication from this Court the Acting Magistrate has reported that the jurisdiction of the Police Ameen extends over a population of 43,446 souls, being 20,271 males and 23,174 females; and embraces an area of 4¾ miles from East to West and 4¼ miles from North to South and that the aid which the Military Police can afford in cases of emergency would not obviate the necessity for the proposed increase.-

5. Under the circumstances stated in the Acting Magistrate's letter of the 17th April last and the emergency there shown for an increase to the establishment of the Police Ameen of Vellore the Court of Foujdaree Udalut feel constrained to support with their recommendation Mr. Lovell's application and to request that he be permitted to entertain an additional Emaustah, Duffadar, and ten Rowmas on a monthly indent of 60 Rupees, to be employed under the orders of the Police Ameen of Vellore.

18th August 1846.- (Signed) H. D. Phillips.
Registrar

Foujdaree Diary 19th August 1846.-

No 1341. To,

The Magistrate of Salem.

Forwarding copy of a letter from the Foujdaree Udalut addressed to Government dated 8th Ultimo and the order of Government thereon dated 7th Instant, conveying the resolution of Government to submit for the favorable consideration and sanction of the Government of Madras the recommendation for granting a pension of Rupees three on the mother of a Peon who was killed in attempting to arrest an escaped convict, transferrible on her demise to one of the children of the deceased Peon.-

19th August 1846.-

(Sent usual letter No)

No 1342. To,

(No 90.)

17th.

The Secretary to Government in the

Judicial Department.

Sir,

1. I am directed by the Court of Foujdaree Udalut to transmit to you for the purpose of being laid before the Most Noble the Governor in Council, the

Letter of Subordinate Judge of Salem 31st March 1846.-
Do. do. 20th July 1846.-

accompanying copies of correspondence noted in the margin relative to the discovery of an organized conspiracy among the Convicts in the Jail under the charge of the Subordinate Judge of Salem for effecting their escape by offering open resistance to the Peons, and to a recommendation from the Subordinate Judge that the term of imprisonment awarded to the prisoner Taumon, through whose timely information the plot was brought to light, should be reduced from 7 to 3 years.-

2. Before submitting the Subordinate Judge's proposal to Government the Court of Foujdaree Udalut deemed it desirable to require that a rigid inquiry should be instituted to ascertain more fully the real existence of the alleged conspiracy, and whether any penal measures could not be adopted against the ringleaders of the plot both within and without the Jail. They also desired the Subordinate Judge to submit a proposition for effecting the transfer to the Jails of such prisoners as may appear to have taken an inferior part in the proposed attack on the guard.-

3. The documents furnished by the Subordinate Judge of Salem have removed the doubts of the Court of Foujdaree Udalut as to the reality of the conspiracy and have also satisfied them that the evidence procurable in the case, was insufficient to fix guilt on any of the Convicts, or to identify any parties without the Jail as having aided the Convicts in maturing their schemes for escaping from custody.-

4. The Subordinate Judge has further reported that

that an eligible opportunity having offered for checking
the communications between the Convicts and their friends
which appeared to have taken place in the instance
under consideration and which, in a populous District
such as the vicinity of the Town of Salem, it is extremely
difficult wholly to prevent, unless the fidelity and
vigilance of the Peons could be implicitly relied upon,
he despatched 27 of the Prisoners stated to have been
implicated in the late conspiracy to Compass escape on
the 18th May last including two of the Ringleaders,
Colundasy 1st Prisoner in Calendar No 52 of 1845 and
Pullany 1st Prisoner in Calendar No 57 of the same year.

5. Under the circumstances stated by Mr Frere, it did not appear to the Court advisable that any further proceedings should be taken in the case, as it was not probable from the deep secrecy with which the plans of the gang were laid, both as regards the Peons and the other Convicts, that new information tending to the criminations of any of the parties concerned would transpire.-

6. Considering the benefit confessed by the state by the Convict Taunan by the disclosure of the plot formed among his fellow Convicts the evils and probable bloodshed prevented by giving

as personal risk attendant on such a disclosure, the
Court of Fouj.dary Adalut concur with the Subordinate
Judge of Salem in opinion that the withholding from
him some reward would prove detrimental to the
discipline of the Jail as well as dangerous to the
community, since it is hardly to be supposed that
parties would run the risk of exposing themselves
to the hatred and even persecutions of their fellow
Convicts, the necessary consequences any disclosure
of their conspiracies, unless this risk were counter-
balanced by the hope of some recompence.-

7. The Court accordingly beg leave in
conclusion to recommend to the favorable considera-
tion of Government Mr Frere's proposition that
the term of the Convict Taunan's imprisonment be
reduced from seven to three years and that they
be permitted to direct that a warrant to this effect
be issued to the Subordinate Judge by the Sessions
Judge of Salem.-

(Signed) H. D Phillips.-
Register.-

19th August 1846.-

Copy of the above letter sent to the Sessions
Judge of Salem for his information.-

To.

No. 1346 To

(No 91)

The Secretary to Government in the

Judicial Department.

1. In reply to an Extract from the Minutes of Consultation dated 10th July 1846 No 409 communicating a representation made by the Session Judge of Tombacconad and requesting the Foujdaree Adalut to explain what part of Section XXXV Act VII of 1843 they consider to empower them summarily to set aside a verdict of a Jury & concurred in by the presiding Judge without having called for, and considered the proceedings held on the trial.

2. I am directed by the Court of Foujdaree Adalut to explain for the information of the Most Noble the Governor in Council that in the case out of which the order of the Foujdaree Adalut referred to emanated, one Jyen alias Luchmeea Sastry was charged with having at noon of 21st December 1845 broken into a room in the house of the Prosecutor, and stolen from thence, certain Documents of the value of Rupees 2,364-6-11.

3. The jury consisting of a Chetty and Modeliar convicted the Prisoner of the crime laid to his charge.

4. In this conviction the Sessions Judge concurred, and sentenced the Prisoner to seven years' imprisonment

imprisonment with hard labor in irons under Section XXI Regulation VII of 1802.

5. In reviewing the Calendar it appeared to the Court of Foujdaree Adalut from the Sessions Judge's own showing of the facts of the case, that the sentence of the Sessions Judge stood opposed to the evidence, and that no offence whatever was established against the Prisoner.

6. Before, however, ordering his release the competency of the Court of Foujdaree Adalut to do so on the mere review of a Calendar without a consideration of the record, was discussed and it was determined that as a sentence against the evidence must be considered to be illegal, and as under Section XXXV Act VII of 1843 the Court of Foujdaree Adalut had the power on a review of the Calendar to annul the sentence in the case.

7. An order accordingly was issued under Section XXXV Act VII of 1843.

8. To this decision the Sessions Judge having objected in his return of the 19th March.

9. The question of Law was again fully discussed in several Minutes, copies of which I am directed to transmit for the information of Government, and the former view of the Court upheld on the ground that

that

No. 1346

(No 91)

The Secretary to Government in the

Judicial Department.

1. In reply to an Extract from the Minutes of Consultation dated 10th July 1846 No 409 communicating a representation made by the Sessions Judge of Combaconum and requesting the Fouzdaree Adalut to explain what part of Section XXXV Act VII of 1843 they consider to empower them summarily to set aside a verdict of a Jury & concurred in by the presiding Judge without having called for, and considered the proceedings held on the trial.

2. I am directed by the Court of Fouzdaree Adalut to explain for the information of the Most Noble the Governor in Council that in the case, out of which the order of the Fouzdaree Adalut referred to emanated, one Iyen alias Lawara Sastry was charged with having at noon of 21st December 1845 broken into a room in the house of the Prosecutor, and stolen from thence, certain Documents of the value of Rupees 2,36,611.

3. The Jury consisting of a Chetty and Mudaliar convicted the Prisoner of the crime laid to his charge.

4. In this conviction the Sessions Judge concurred, and sentenced the Prisoner to seven years'

imprisonment with hard labor in irons under Section XXI Regulation VII of 1802.

5. In reviewing the Calendar it appeared to the Court of Fouzdaree Adalut from the Sessions Judge's own shewing of the facts of the case, that the sentence of the Sessions Judge stood opposed to the evidence; and that no offence whatever was established against the Prisoner.

6. Before, however, ordering his release the competency of the Court of Fouzdaree Adalut to do so on the mere review of a Calendar without a consideration of the record, was discussed and it was determined that as a sentence against the evidence must be considered to be illegal, and as under Section XXXV Act VII of 1843 the Court of Fouzdaree Adalut had the power on a review of the Calendar to remit the sentence in these

7. An order accordingly was issued under Section XXXV Act VII of 1843.

8. To this decision the Sessions Judge having objected in his return of the 19th March.

9. The question of Law was again fully discussed in several Minutes, Copies of which I am directed to transmit for the information of Government, and the former view of the Court upheld on the ground that

that

Nº 1346

Toungdaree Diary 21st August 1846.

that part of Section XXV Act VIII of 1843 which refers to contingencies was considered to give to the Court of Toungdaree Udalut full power in cases of evidence were to the setting aside of the sentence

10. The Sessions Judge was accordingly informed in reply to his letter that the Court found nothing in the arguments used by him which led them to doubt the legality of the exercise of the powers under which they directed him to release the Prisoners and what the Sessions Judge was directed immediately to carry out.—

21st August 1846.

Nº 1347

To

The Subordinate Judge of Hallgaut.

Forwarding copy for orders of Government dated the 16th instant sanctioning the charges incurred by him for the repairs of the Jail Bandied from last December to the present time amounting to Rupees 1846-4-

21st August 1846.

(Signed) H. D. Robertson
Superintendent

(Sent per Postal Letter Nº

Nº 1351

(Nº 92.)

To

The Secretary to Government in the Judicial Department.—

Sir,

I am directed by the Judges of the Court of Toungdaree Udalut to forward for the consideration of the Most Noble the Governor in Council the accompanying copy of a communication under date the 23rd Ultimo from the Acting Sessions Judge of Coimbatore having reference to the very insufficient accomodation afforded by the Jail at that station, and requesting permission to communicate with the Civil Engineer in order to the preparation of plans and Estimates for the erection of an Hospital, and of a building for the reception of Civil Debtors; and for such further alterations and enlargements as may enable the Jail to accomodate 400 prisoners.—

2. The Acting Sessions Judge, it will be observed considers the Jail in its present state not sufficiently large to accomodate, with a due regard to health, more than 250 prisoners, and it appears that at the date of his letter the number confined was 375 which in a later communication is stated to have increased to 409.—

I have

3. Adverting to the professional opinions referred to by Mr Dawdson in support of the measures suggested by him, the Court of Foujdaree Udalut consider that the necessity which exists for their early adoption has been most satisfactorily demonstrated; and they accordingly beg respectfully to recommend that the Acting Sessions Judge be authorized to apply to the Civil Engineer of the Division for the purposes above stated.

4. I am also instructed to state for the information of Government that the Judges have directed the immediate removal of the 35 convicts referred to in the concluding para: of the Acting Sessions Judge's letter to the Jails of the Districts to which they respectively belong.

22nd August 1846. (Signed) H. D. Phillips.
Register.

No. 1352 To,

The Acting Sessions Judge of

Comillatood

Sir,

Adverting to the concluding para of your communication under date the 23d ultimo I am directed by the Judges of the Foujdaree Udalut to request that you will adopt measures for the immediate removal of the 35 convicts therein referred to the Jails of the District to which they respectively belong.

22nd August 1846. (Signed) A. J. Arbuthnot.
Head Asst to the Regr.

No. 1353 To,

The Sessions Judge of Comillacoomm.

Sir,

In reply to your letter dated the 20th ultimo, on the subject of certain proceedings of the Foujdaree Udalut required by the Subordinate Judge, I am desired by the Judges to state that if they erroneously suppose, with reference to your Return dated 10th ultimo that copies of the proceedings in question have been furnished by yourself to the Subordinate Judge and it is not in your power to supply them from the records of the Sessions Court, transcripts will be forwarded from the Office of their Register.

22nd August 1846. (Signed) H. D. Phillips.
Register.

No. 93.

No. 1356 To The Chief Secretary to Government.

Sir, With reference to Extract from the Minutes of Consultation dated 4th September 1845. No. 653 requesting the Court of Foujdaree Udalut to cause a further searching enquiry to be instituted into the robberies which were perpetrated by certain convicts in the Comillacoomm Jail and to report the results for the information

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22nd A

No. 1352 To,

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Sir,

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your

From the Sub. Judge of Madura
dated 25th March 1846.
F.W. Rec. dated 24th April 1846.
Returns from the Sub. Judge of
Madura dated 31st May 1846
Col. of Case No. 12 of 1846.
dated 17th April 1846.
From the Sub. Judge of Madura
dated 23rd April 1846.
From the Act. 3d Sessn. Judge Madura
dated 25th June 1846.

information of Government. I am directed by the
Foujdaree Udalut to transmit to you to be laid
the Court before the Government the accompanying
copies of papers noted in the margin.

2. The cause of this enquiry having been
to the Subordinate Judge of Madura has been
to Government in this Court's communication of 23d January last

3. After a lapse of 8 months Mr. Simmonds submitted
that he had committed for trial before the Sessions Court
Sailor and 2 inhabitants of Ramnaad but he failed to produce
Court of Foujdaree Udalut any further information than that
in Mr. H. Sperling's Private letter of the 17th April and the
and particulars of the irregularities committed on the part
4. The Court accordingly called upon him in their proceedings
of the 27th April to satisfy them on this point

5. The Witnesses who had been committed by the
Judge were remanded by the Acting Sessions Judge without the Court
of the indictments of the charges and the want of witnesses to support
the several items of Complaint.

6. The Court cannot generally authorize such a step by the Court
7. The Court also agree with the Sessions Judge that
that has elapsed the peculiar circumstances of the case and the
that have been made, it would answer no good purpose to extend
any further.

8. The Subordinate Judge having requested permission
dated 9th May 1846, to answer the objections taken by the Acting Sessions Judge
of the case in question, the Court of Foujdaree Udalut
might have to offer, should be called upon to do so.
but up to this date the Court have not been favored with any remarks from
in reply to a requisition made to him on the 6th June
that no remarks had been received relative to the 25th March.

9. In making this report the Court of Foujdaree Udalut
Revenue Case No. 13 and records received from the Sessions Judge
Case No. 19, charged with having formed a conspiracy of stolen property, and
in concealing the same, and were committed on the 6th May last
to Fort St. George this Court with the 15th Volume of Reports
24th August 1846.

357 To, The Sessions Judge of Chingleput.-

Sir,

Adverting to information received from the Government at Bombay regarding the apprehension at Putnagherry of an individual named Chinnanna whose descriptive Roll is subjoined and who is believed to be a fugitive Convict from the Jail at Chingleput;- I am desired to request you will state whether the records of the Jail under your charge enable you to identify the individual in question as an escaped Convict.-

24th August 1846.- (Signed) F. D. Phillips
Registrar.-

1358. To,

The Sessions Judge of Salem.-

Sir,

I am directed by the Court of Foujdaree
1. Udalut to acknowledge the receipt of your letter of
6th Instant submitting copy of a letter from the Magis-
trate of Salem together with certain correspondence
relative to the appropriation of certain horses the
property of an Arab dealer for which for which a party
is now in custody and requesting that the compromise
which the Prosecutor is anxious to enter into before
the

the Magistrate may be accepted.

2. I am desired to acquaint you that the Court of Tonjidaree Adalat do not express any opinion on the propriety of the proceedings suggested by the Magistrate who must exercise his own discretion in determining whether he is under the Regulations empowered to adopt a compromise in the case or whether the ends of justice require that the prosecution should be proceeded with.

24th August 1846.

No. 1359. To (Signed) T. Clarke.
Senior Deputy Registrar.

The Magistrate of Masulipatam.

Sir,

1. In reply to your communication under date the 3rd Instant having reference to certain irregularities alleged by the Principal Sudr Amen at Masulipatam to have been committed by the Police officer at Ellore in the examination of a Criminal case sent up to this Court.

2. I am directed to inform you that the Judges of the Tonjidaree Adalut having considered the circumstances stated in your letter now under acknowledgment and the enclosed papers

the explanations therein submitted entirely satisfactory.

24th August 1846. (Signed) A. J. Dibuthnot
Head Assistant to the Register.

No. 1367

To The Session Judge of Cuddalore

Sir,

Adverting to your communication dated the 11th Instant reporting the inconvenience resulting from the number of Convicts now in Confinement in the Jail under your charge I am directed by the Judges of the Tonjidaree Adalat to desire that you will adopt immediate measures for transferring 100 Convicts to the charge of the Subordinate Judge of Chittoor.

2. In the transfer of these Convicts you will be pleased to observe all the rules laid down in the order of Government of the 9th of June 1837, printed at Page 432. of the Official Gazette of that year.

3. The Magistrate of the District will furnish in addition to the prescribed complement of Duffadars and Sail Peons, such number of Guards as may appear necessary for the safe custody of the Convicts on the march.

26th August 1846. (Signed) H. D. Phillips
Regr.

Copy to the Judge of Chittoor.

of Tonjdaree Udalut for the transfer as a temporary arrangement, of twenty five (25) Prisoners to the jail at Cannanore, as also for the transfer of such further number as the Zillah Surgeon may hereafter consider requisite, to the jail at Calicut.-

It is observed that on the 30th April last

2.

the usual communication was made from the office to that of the Board of Revenue in the Department of Public Works regarding the repairs of the Court House and jail at Tellicherry.-

(Signed.) T. D. Phillips

27th August 1846.

Register.-

No 1382

No 1373. To,

The Civil and Sessions Judge of [illegible]

Sir,

I am directed by the Court of Tonjdaree Udalut to transmit to you the accompanying of paras: 16 and 17 of the letter dated 5th [illegible] addressed by them to Government on the subject the Honore Jail and to request you will take necessary steps for giving effect to the measures lowed in the 17th paragraph.

27th August 1846.

No 1374. To,

The Acting Sessions Judge of Tellicherry

Sir,

I am directed by the Court of Tonjdaree Udalut to forward herewith a copy of [illegible] ment dated the 17th instant [illegible] provision of other accommodation for the [illegible] of the District Sessions of Tellicherry [illegible] of Rupees 7 per annum.

27th August 1846.

No 1375. To,

The Sessions Judge of Tellicherry

Sir,

I am directed by the Court of Tonjdaree Udalut to transmit to you the accompanying [illegible] of paragraphs 16 and 17 of the letter dated 5th [illegible] addressed by them to Government on the subject of the Honore Jail and to request you will take the necessary steps for giving effect to the measures [illegible] in the 17th paragraph.

27th August 1846.

(Signed.) T. Clerke

Chief Assistant

No 1359. To,

[illegible]

1.

[illegible]

2.

[illegible]

now [illegible]

Copy of para: 16 and 17 of the Udalut Judge's Report for this information.-

No 1383 To,

(No 96)

The Secretary to Government in the

Judicial Department

Forwarding with their Court's recommendations an Original letter dated the 20th instant from the Subordinate Judge of Rajahmundry submitting for sanction Bill for tools required for the use of the Convicts in the Jail at that station.

28th August 1846.

No 1384 To,

(Chief native letter No

The Subordinate Judge of Calicut.

No

Sir,

I am directed to acknowledge the receipt of your letter dated the 17th instant, and in reply to inform you that under the authority vested in them by the order of Government dated 20th July 1843, the Judges of the Sudder Adalut sanction the disbursement of Rupees (2-10-3) Two Annas ten and three pie expended from February to June 1846, for the

Vide Forbes' Manual page 600.

support of a Chokey of a Convict in Case No 180 of 1843.

28th August 1846. (Signed) F. D. Phillips.

Register.

No 1385. To,

The Subordinate Judge of Salem,

Sir,

I am directed by the Court of Foujdaree Adalut to return your letter of the 19th Instant submitting for sanction two Indents the one for the disbursement of Rupees 75 for purchasing 188 Incantatees at 12 Annas each, and the other in duplicate on the Commissary of Ordnance at Trichinopoly for 100 Pickaxes for the use of the Convicts in the Jail at Salem in order to the Court being addressed on the subjects thereof by two distinct communications, the system of record in force in the offices of their Registers not admitting of your letter and the accompanying Indents being conveniently disposed of in the present form.

25th August 1846. (Signed) F. D. Phillips.

Register.

No 1386 To,

The Principal Sudr Ameen of

Vizagapatam.

Sir,

Adverting to the Circular Order noted in the margin, I am directed by the Judges of the Foujdaree Adalut

Vide No 196

Udalut to return to you the Statistics which accompanied your communication of the 17th Instant, and to request you will cause an additional column to be inserted therein, shewing when the articles inserted from time to time declared to be unprocurable, and under what circumstances they became useless. You will also be pleased to explain under what circumstances you have failed to conform to the Circular Order to which it is stated become necessary expressly to draw your attention

28th August 1846.

No 7392. To,

The Acting Sessions Judge of Coimbatore

Forwarding copy of an order of Government dated the 20th Instant authorizing the Acting Sessions Judge of Coimbatore to call on the Civil Engineer of the Division to prepare Plans and Estimates for certain erections and repairs of Judicial buildings

29th August 1846.

No 7393 To,

The Secretary to the Board of Revenue

Sir,

Department of Public Works

With reference to my letter dated the

April last forwarding

Dated 3d Aug 1846

Toujdaree Diary 29th August 1846.

for repairs and improvements to the Court House and Jail at Tellicherry; I am desired by the Judges of the Toujdaree Udalut to transmit for the information of your Board the annexed copy of a communication from the Zillah Judge at this above Station shewing that inconvenience apprehended in consequence of the works proposed not having as yet been commenced.

Signed J. D. Phillips
Register.

No 7394. Memorandum.

12 Printed forms of the Supplemental Report.
12 Do. of the Criminal Do. No V.
12 Do. of the Do. Do. No VI
12 Do. of the Monthly Statement of Labor of
12 Do.

Corrects.

Forwarded to the Subordinate Judge of Calicut with reference to his letter dated the 11th Instant.

By Order of the Court of Toujdaree Udalut.

Signed J. D. Phillips
Registrar.

29th August 1846.

To

No. 1395. To, (No. 97.)

The Secretary to Government in the

Judicial Department.

Sir,

1. In obedience to the order contained in the Extract from the Minutes of Consultation dated 27th September 1845, No. 719, I am directed by the Judges of the Foujdaree Udalut to forward for submission to the Most Noble the Governor in Council a statement showing the number of Sentences of corporal punishments which have been modified or set aside by the Courts of Foujdaree Udalut in 1843 and 1844 in consequence of the Circular Order dated the 21st October 1840.

2. I am further directed to represent that considerable delay has occurred in the transmission of the statement, which has resulted, the Judges find, from the necessity of referring to and examining all the Calendars received from the Judges on Circuit and the Sessions Judges in 1843; the Calendars received from the Sessions Courts in 1844, as well as the Criminal Reports forwarded by the Criminal Judges and Magistrates during the two years reviewed.

(Signed) F. D. Phillips.

Register.

29th August 1846.

Letter large paper

Statement showing the number of Sentences of corporal punishment in which have been modified or set aside by the Foujdaree Udalut in 1843 and 1844.

Name of the Zillah	Number of Sentences of corporal punishment passed by the Criminal Courts	Number of Sentences modified or set aside by the Foujdaree Udalut	Remarks.
Chittagong	70 of 1843	50	
Cuttack	233 " "	100	
Sumbulpore	5 " "	75	
Backergunge	20 " "	150	
Do.	11 " 1844	55	
Do.	12 " "	150	
Do.	16 " "	100	
Do.	24 " "	10	
Do.	27 " "	90	
Do.	33 " "	150	
Nuddea	33 " 1843	150	
Jessore	22 " "	150	
Do. Upgrahaun	3 " "	50	
Calcutta	41 " 1844	60	
Dacca	111 " "	100	
Chittagong		150	
Moorshedabad		190	
Rajeshaye		155	
Bhaugulpore		150	
Cuttack		150	
Calcutta		50	
Backergunge		150	
Sumbulpore		150	
Cuttack Criminal Judge's Court			

No 1395 To, (No 97)

The Secretary to Government in the
Judicial Department.

Sir,

1. In obedience to the order contained in the Extract from the Minutes of Consultation dated 27th September 1845, No 719, I am desired by the Judges of the Fouzdaree Udalut to forward for submission to the Most Noble the Governor in Council a statement showing the number of sentences of corporal punishments which have been modified or set aside by the Courts of Fouzdaree Udalut in 1843 and 1844 in consequence of their Circular Order dated the 21st October 1830.

2. I am further desired to represent that considerable delay has occurred in the transmission of the statement, which has resulted, the Judges find, from the necessity of referring to and examining all the Calendars received from the Judges on Circuit and the Sessions Judges in 1843; the Calendars received from the Sessions Courts in 1844, as well as the Criminal Reports forwarded by the Criminal Judges and Magistrates during the two years survived.

(Signed) W. D. Phillips.
Registrar.

29th August 1846.

Statement showing the number of Sentences of Corporal Punishment awarded in Nuddea which have been modified or set aside by the Fouzdaree Udalut in 1843 and 1844.

Nature of Punishment awarded in the Sessions Courts.	No of Prisoners in the Criminal Courts.	Year.	No of Sentences set aside or Remitted.	Nature of Punishment set aside or Remitted.	Remarks.
Whipping	70	1843	50	Whipping	
Imprisonment	235	"	100	Imprisonment	
Confinement	35	"	75	Confinement	
Fine	20	"	150	Fine	
Do	11	1844	50	Do	
Do	12	"	150	Do	
Do	16	"	100	Do	
Do	24	"	10	Do	
Do	27	"	90	Do	
Do	33	"	150	Do	
Do	32	1845	150	Do	
Do	22	"	50	Do	
Imprisonment	3	"	50	Do	
Confinement	44	1846	100	Do	
Do	111	"	150	Do	
Whipping			190	Do	
Imprisonment			195	Do	
Confinement			150	Do	
Fine			50	Do	
Whipping			100	Do	
Imprisonment			150	Do	
Confinement					
Fine					
Confinement					
Whipping					
Confinement					
Fine					
Confinement					
Confinement					
Confinement

No 98.

No 1425. To The Secretary to Government
Judicial Department

Sir,

1 With reference to para 6 of this Courts communi-
cation of the 31st July last No 83 in which the
Court of Foujdaree Udalut recorded their sense
of the course of proceeding adopted by Mr F.M Lewin
in submitting a letter from the Subordinate Judge
for the opinion of Thomas Moran a private servant
of the Sessions Judge I am directed by the Court of
Foujdaree Udalut to transmit to you to be laid
before the Most Noble the Governor in Council the
accompanying copy of a letter dated 13th Ultimo from
the Session Judge explaining the motives which in-
duced him to submit the opinion of Thomas
Moran and disavowing all intention of any discourtesy
towards Mr Beauchamp in so doing.

2- The Court of Foujdaree Udalut consider that
the Session Judges explanation is quite satisfactory
as to the motives which actuated him in placing
Mr Beauchamps letter before Thomas Moran and
that Mr F.M. Lewin is not chargeable with any in-
tentional act of discourtesy towards Mr Beauchamp

2d September 1846 (Signed) T. Clarke
Senior Deputy Register

Copy sent to Mr F.
M. Lewin.

To

N° 1426 To

The Sessions Judge

of Combaconum

Sir,

In reply to your letter dated the 6th Ultimo, forwarding a copy of an address from the Subordinate Judge in regard to an enlargement of the accommodation of the Jail under his charge, I am desired to intimate the concurrence of the Judges of the Fouzdaree Udalut in your opinion that sufficient Grounds have not been shown for incurring the expense which would result from undertaking the proposed addition.—

2d September 1846. — (Signed) H. D. Phillips
Regr.

N° 79

N° 1427. To The Secretary to Government

Sir,

I am directed to transmit for submission to the Most Noble the Governor in Council, the accompanying copy of a letter and certain Enclosures from the Magistrate of Madura forwarding an application from Assistant Apothicary Bond, for the refund of Rupees (87-8-0) eighty seven, and Annas eight the amount of expences incurred by him in the years 1842 and 1844 in twice proceeding from Paumbum to Madura to give evidence in a case of Manslaughter before the Criminal Courts at Madura —

As it seems clear that Mr. Bond at the time he employed a Palankeen and Bearers to proceed to Madura, was under the impression that he was personally liable for their expences, the Judges of the Fouzdaree Udalut beg to recommend that sanction be granted for passing to him the amount to which he may be entitled under the circumstances stated, according to the principle laid down in the Order of Government dated the 17th March 1837 N° 269.

2d September 1846 (Signed) H. D. Phillips
Register

N° 1428. To The Sessions Judge of Chingleput

Sir,

Communicating copy of an Extract from

Foujdaree Adalut 2d and 4th September 1846

From the Minutes of Consultation dated the 25th Ultimo Requesting the issue of necessary instructions for admitting 2 Prisoners sentenced by a Courts Martial, into the Jail at Chinglepuk, preparatory to transportation.—

No 1443. 2d September 1846 Signed H. D. Phillips Register

To The Secretary to Government in the Judicial Department.

No 102.

Sir

No 1451. To The Sessions Judge of Salem

Sir,

Communicating Copy of a letter addressed to Government dated 19th Ultimo and the order thereon of the 26th Ultimo reducing the term of imprisonment from 7 to 3 years to the Convict Tamaon

7th September 1846 Signed H. D. Phillips Register

No 1452 To The Sessions Judge of Rajahmundry

Sir

In reply to your letter dated 21st Ultimo: I am desired to convey the approval of the Judges to the arrangement you propose to make for transferring temporarily to the custody of the Magistrate, the Hill-Man Prisoners in 20, 24 of 1845 regarding whom the final orders of the Foujdaree Adalut have not as yet been declared.—

7th September 1846 Signed H. D. Phillips Register

No 1453.

No 1463.

To

The Several Magistrates

Sir,

Communicating Extract from a
Despatch from the Honorable the Court
Directors and requesting the favor of me
-tid promptly to report for the information
all outrages of a serious nature occurring
their respective jurisdiction.

8th September 1846 / Chief Secretary

No 1464 To

(No 103.)

The Secretary to Government
in the
Judicial Department

Sir,

1- With reference to my letters dated
28th Ultimo, I am directed by the Court of
-daree Adalut to report for the information
Most Noble the Governor in Council that
Convicts in the Jail at Chingleput awaiting
execution of their sentences of transportation
have now accumulated to (11) eleven in
2- The names of these additional C
are;

Shaik Hoosain
Ramagery Rebba

Wadake Kayoonnamel
Challakeeb Cherooman Pooroongun
Kanishenkarakollangara
Canaren
Karakollangara aliast Karimbil Pony

8th September 1846. Signed H. D Phillips

No 1470 To

The Sessions Judge of
Tellicherry

Sir,

Communicating Copy of a letter from
the Secretary to the Board of Revenue in the
Department of Public Works explaining the Cause
of delay in submitting to Government the Estimates
for improving the Judicial buildings at Tellicherry.

9th September 1846 Signed H. D. Phillips
Register

No 1471 To

The Subordinate Judge of
Rajahmundry

Sir,

Communicating Copy of an Order of
Government dated the 1st Instant sanctioning the
Bill for tools required for convicts in the Jail at
Rajahmundry Amounting to Rupees 260-8-0

Signed H D Phillips
9th September 1846. Register

Fouzdaree Diary 8th September 1846

No 1463.

To

The Sweral Magistra

Sir

Communicating Extract

Despatch from the Honorable the

Directors and requesting the spee

-dy prompt report for the inform

all charges of a serious nature commu

their respective jurisdiction.

8th September 1846 Chief Head

No 1464

To (No 103.)

The Secretary to Government

Sir,

1st Judicial Departme

With reference to my letter

28th Ultimo, I am directed by the Boa

Fouzdaree Adawlut to report for the infor

Most Noble the Governor in Council

Convicts in the Jail at Cuddapah

execution of their sentence of transp

have now accumulated to (11) eleven

2nd The name of these rebellious

are

Shaik Hoosain

Ramasamy Chetty

Fouzdaree Diary 9th & 10th September 1846

Wadake Kayonnamel

Challakeeb Cherooman Pooroongun

Kanisthenkarakollangara

Canaren

Karakollangara alias Kaimbil Pony

8th September 1846. Signed H. D Phillips

To

The Sessions Judge of

Tellicherry

Sir,

Communicating Copy of a letter from the Secretary to the Board of Revenue in the Department of Public Works explaining the Cause of delay in submitting to Government the Estimates for improving the Judicial buildings at Tellicherry

9th September 1846 Signed H. D. Phillips

Register

To

The Subordinate Judge of

Rajahmundry

Sir,

Communicating Copy of an Order of Government dated the 1st Instant Sanctioning the Bill for tools required for convicts in the Jail at Rajahmundry Amounting to Rupees 262-8-0

9th September 1846. Signed H D Phillips

Register

No 1476

To

The Sessions Judge of

Cuddalore

Sir

I am directed to acknowledge the
=eipt of your letter dated the 29th Ultimo a
in reply to inform you that under the auth
vested in them by the order of Government
28th July 1843 the Judges of the Foujdaree
Udalut sanction the Estimate submitted
your communication of expenditure incurred in the
of the Gallows at Cuddalore amounting to Rupees
9-8-0

10th September 1846 (Signed) H. D. Phillips

Register

No 1482

To

The Secretary to Government

Sir

In reply to Extract from the Minutes
of Consultation dated the 7th Ultimo No 2317 Com
=municating a letter from the Secretary to Govern
=ment of Bombay together with its enclosures
with instructions to ascertain and report whether
the person referred to as a Convict of any of the Zillah
under the Madras Presidency and if so when and
under what circumstances he effected his escape
I am desired by the Judges of the Foujdaree

Udalut to submit to be laid before the Most Noble
the Governor in Council the accompanying copy of a
letter from the Sessions Judge of Chingleput stating that
a person answering in every way to the description
given by the Magistrate of Ratnagherry did effect
his escape on the 3d August 1843 from the Chingle
=put Jail and suggesting that under such circum
=stances he should be be forwarded to it -

12th September 1846 (Signed) H. D. Phillips

Register

No 1483.

To

The Acting Sessions Judge of

Coimbatore

Sir

1 I am directed by the Judges of the
Foujdaree Udalut to desire that you will adopt
immediate measures for transferring 50 Convicts to
Palghaut under the charge of the Magistrate of
Malabar. -

2- In the transfer of these Convicts you
will be pleased to observe all the rules laid down
in the order of Government of the 9th June 1837,
printed at page 432 of the Official Gazette of
that year. -

3- The Magistrate of the District will
furnish in addition to the prescribed complement
of Duffadars and Jail Peons such number of

guards

No. 1476

To

The Session Judge of

Cuddalore

Sir,

I am directed to acknowledge the
=ceipt of your letter dated the 29th Ultimo
in reply to inform you that under the aut
vested in them by the order of Government
28th July 1843 the Judges of the Foujdaree
Udalut sanction the Estimate submitted
your communication of expenditure incurred in the
of the Gallows at Cuddalore amounting to Rupees
9-8-3 - -

10th September 1846 (Signed) H.D. Phillips

Register

No. 1482

To

The Secretary to Government

No. 104

Sir,

In reply to Extract from the Minutes
of Consultation dated the 7th Ultimo No. 437 Com
=municating a letter from the Secretary to Govern
=ment of Bombay together with its enclosures
with instructions to ascertain and report whether
the person referred to as a Convict of any of the Sou
under the Madras Presidency and if so when and
under what circumstances he effected his escape
I am desired by the Judges of the Foujdaree

Udalut to submit to be laid before the Most Noble
the Governor in Council the accompanying copy of a
letter from the Sessions Judge of Chingleput stating that
a person answering in every way to the description
given by the Magistrate of Ratnagherry did effect
his escape on the 3rd August 1843 from the Chingle
=put Jail and suggesting that under such circum
=stances he should be be forwarded to it -

12th September 1846 (Signed) H.D. Phillips

Register

No. 1483.

To

The Acting Sessions Judge of

Coimbatore

Sir

1 I am directed by the Judges of the
Foujdaree Udalut to desire that you will adopt
immediate measures for transferring 50 Convicts to
Palghaut under the charge of the Magistrate of
Malabar. -

2- In the transfer of these Convicts you
will be pleased to observe all the rules laid down
in the order of Government of the 9th June 1837,
printed at page 432 of the Official Gazette of
that year. -

3- The Magistrate of the District will
furnish in addition to the prescribed complement
of Duffadars and Jail Peons, such number of

guards

No. 1476

To

The Session Judge of

Cuddalore

Sir,

I am directed to acknowledge the
=ceipt of your letter dated the 29th Ultimo
in reply to inform you that under the auth
=ested in them by the order of Government dat
28th July 1843 the Judges of the Foujdaree
Udalut sanction the Estimate submitted with
your communication of expenditure incurred in the erec
of the Gallows at Cuddalore amounting to Rupees
9-8-0.

10th September 1846 (Signed) H.D. Phillips

No. 1482

To

The Secretary to Government

No. 104

Register

Sir,

In reply to Extract from the Proceed
of Consultation dated the 7th Ultimo No. 45, com
=municating a letter from the Secretary to Govern
=ment of Bombay together with its enclosures, in
with instructions to ascertain and report whether
the person referred to is a Convict of any of the Jails
under the Madras Presidency and if so when and
under what circumstances he effected his escape;
I am desired by the Judges of the Foujdaree
Udalut

Udalut to submit to be laid before the Most Noble
the Governor in Council the accompanying copy of a
letter from the Sessions Judge of Chingleput stating that
a person answering in every way to the description
given by the Magistrate of Ratnagherry did effect
his escape on the 3d August 1843 from the Chingle=
=put Jail and suggesting that under such circum=
=stances he should be be forwarded to it-

12th September 1846 (Signed) H.D. Phillips

Register

No. 1483.

To

The Acting Sessions Judge of

Coimbatore

Sir,

1 I am directed by the Judges of the
Foujdaree Udalut to desire that you will adopt
immediate measures for transferring 50 Convicts to
Palghaut under the charge of the Magistrate of
Malabar.-

2- In the transfer of these Convicts you
will be pleased to observe all the rules laid down
in the order of Government of the 9th June 1837,
printed at page 432 of the Official Gazette of
that year.-

3- The Magistrate of the District will
furnish in addition to the prescribed complement
of Duffadars and Jail Peons, such number of
guards

guards as may appear necessary for the safe
of the Convicts on the march -
12th September 1846

(Signed) H. D. Phillips

No 1484 To

The Acting Subordinate Judge
Sir of Mangalore.

I am directed to acknowledge the
of your letter dated the 27th ultimo and in
to inform you that the Court of Foujdaree
sanction the construction of Hand barrows
materials of the old Carts stated to have
unserviceable -
12th September 1846

No 1490 To (Signed) H. D. Phillips
Register

The Several Magistrates
Sir

Adverting to the necessity of retain
the records of the Sudr Adalut a copy of
Statement of contingent charges for the Fou
which reaches the Court; I am desired by
Judges of intimate for your information and
dance, that such statements as under regula
are submitted by the Magistracy to this Co
should be laid before it in duplicate -
14th September 1846

(Signed) H. D. Phillips

Foujdaree Adalut 14th September 1846.

No 1491. Memorandum

Returned to the Magistrate of South
Arcot in view to the required docket and
endorsement being affixed in his Office -
14th Septr 1846.

By Order of the Court of F. A.
(Sigd) H. D. Phillips
Regr

No 1492. To No 105

The Secretary to Government
Sir Judicial Department

I am directed by the Court of Fouj-
-daree Adalut to transmit to be laid before
the most Noble the Governor in Council, the accom-
-panying Descriptive Roll received from the Sessions
Judge of Masulipatam of a convict who escaped
from the Custody of his Guards while at
Ghumlavaureegoodem in Zillah Masulipatam, on
the evening of the 18th August 1846, when on
route to Rajahmundry and to suggest that it
be ordered for publication in the Official
Gazette in the usual course -
14th September 1846

(Signed) H. D. Phillips
Register

No 1493. To

The Sessions Judge of
Masulipatam
Sir,

I am directed by the Judges of the
Foujdaree

escaped convicts having been included in the late transfer.—

14th September 1846. (Signed) J. Clarke
Senior Deputy Regtr.

N.106

1494 To

The Secretary to Government in the Judl. Deptt.

Sir,

Recommending for sanction an indent for articles required for the use of the convicts in the Jail at Salem.—

14th September 1846. (Signed) H. D. Phillips
Register

1495 To The Sessions Judge of Cuddapah.—

Sir,

Communicating a para of a letter from the Court of Directors containing observations regarding an attempt at escape by 34 Convicts while at work on the roads.—

14th September 1846 (Signed) H. D. Phillips
Register

B 1495 To The Sessions Judge of Rajahmundry

Sir,

Communicating a para of a letter from the Court of Directors conveying observations and orders relative to the irregular proceedings of Mr. Austruther in the conduct of certain trials.—

14th September 1846 (Signed) H. D. Phillips
Register

Foujdaree Diary 14th September 1846.—

Foujdaree Adalut to acknowledge the re
of your letter of the 22d Ultimo reporting
escape of a convict from the custody of the
guard escorting the Gang of prisoners tra
-ferred from Masulipatam to Rajahmu
2. The Court observe that you have
-ted to conform to the instructions conta
their Circular Orders of the 26th March
requiring a detailed statement of all
circumstances of the Case connected wi
escape as well as the measures adopte
his re-apprehension.—
3. From the information before
it also appears that it would have be
more judicious had the prisoner who
ready more than once, absented himself
from custody, not been included among
Convicts transferred to Rajahmundry
4. The Court of Foujdaree
will therefore be glad to be furnished
the information required by the Circu
Order above quoted and to have any rem
which it may be in your power to offer

Foujdaree Udalut 16th September 1846

No 1506

To

No 107

The Secretary to Government in the

Sir,

Judicial Department

1. Adverting to para 8 of the Extract from the Minutes of Consultation dated 4th June 1846, No 337, wherein the Judges of the Foujdaree Udalut are requested to report with reference to para 14 of a letter from the Honorable Court of Directors dated 3d March 1846 No 2, the way in which effect may be given to the wishes of the Honorable Court of Directors of granting some mitigation or remission of the sentence perpetual Imprisonment passed on the Thon Dowling -

2- I am directed by the Foujdaree Udalut in reply to state for the information of the Most Noble the Governor in Council that Zillah Surgeon of Cuddalore in a letter 20th July 1846 to the address of the Judge of that station copy of which is annexed has reported that although John Dowling's mind must have weakened

Foujdaree Diary 16th Sept. 1846 -

his long confinement, he is prefectly harmless, and may be set at liberty without danger to the community -

3- But from the accompanying copy of a Return of the Sessions Judge of Cuddalore dated 24th Ultimo it would appear that the Prisoner has no friends in this country; and that having learnt no trade and being now old and infirm, he would on his discharge from prison, have no means of support, either from his own resources or from the assistance of his friends or relations -

4- Under the peculiar circumstances of the Prosecutor's Case, it does not seem to the Court of Foujdaree Udalut safe or desirable that he should be permitted to be at large as a pauper which could only be avoided by the provision of a pension from the Government or by a free passage bringing him in his Native Country found, which he prefers to receiving a Pension in India and where it is probable he might find parties willing to assist him -

5 Both of these courses however seem

seem open to serious objections as affording a premium on crime.—

16th September 1846. Signed J. C. Clarke. Senior Deputy Register

No. 1506 To The Subordinate Judge of [illegible]

Sir,

In reply to your letter of the 4th instant forwarding copy of Sentences in Cases and recommending that the sentence of 6 Months imprisonment with hard labor in irons which you have felt bound to award to the Prisoner, under Clause 2 Section II Regulation XII of 1822 may be reduced to two Months.—

2.— I am desired to communicate authority of the Judges of the Foujdaree Udalut for the reduction of the sentence which you have recommended.—

16th September 1846.— Signed H. D. Phillips Register

No. 1507 F. U. — No. 2953 of 1846.

Memo:

12 — Printed forms of the Supplemental Report
12 — do. — of the Criminal Report No. 5
12 — do. — of the — do. — No. 6.
12 — do. — of the Monthly Statement of labor of Convicts

Forwarded

Forwarded to the Subordinate Judge of Salem with reference to his letter dated the 8th Instant.—

By Order of the Court of Foujdaree Udalut,

16th September 1846.— Signed H. D. Phillips Register

To

No. 1508. The Subordinate Judge of Salem

Sir,

I am directed to acknowledge the receipt of your letter dated the 3d Instant, and in reply to inform you, that under the authority vested in them by the order of Government dated 28th July 1843, the Judges of the Foujdaree Udalut sanction the disbursement of Rupees (75—"—") seventy five for the purchase of 100 Mamooties for the use of the Convicts in the Jail at Salem—

For Fort St. Geo. Gazette Page 608.

16th September 1846.— Signed H. D. Phillips Register

No. 1509 F. U. No. 294 of 1846.

Memorandum

12 Printed forms of the Supplemental Report
12 — do. — of the Criminal Report No. 5
12 — do. — of the — do. — No. 6.
12 — do. — of the Monthly Statement of labor of Convicts

Forwarded

Foujdaree Diary 15th September 184

Forwarded to the Subordinate
of Rajahmundry with reference to his
dated the 5th Instant -

By Order of the Court of Fou
Signed H. D. Phillips
Register

No 1510 15th September 1846 -

To The Magistrate of Madura

Sir.

Communicating an order of Go
-ment dated 8th Instant requesting the
Auditor to pass to Assistant Apothecary
such allowance as he may be entitled to
-ceeding from Paumbum to Madura
evidence before the Criminal Court
No 1517 15th September 1846 - Signed H. D. Phillips
Register

To The Chief Secretary to Govern

(No 108)

Sir,

With reference to the orders of Gov
-ment dated the 25th July 1846 No 351 I
directed by the Judges of the Foujdaree
to transmit for submission to the Gover
of India the accompanying copy of the
Criminal Report for the 1st half of the
17th September 1846 -

Signed H. D. Phillips
Register

Foujdaree Diary 17th September 1846 -

No 1518.

To

(No 109)

The Judicial Secretary to Government

Sir,

1. With reference to my letter of the 17th June 1846 recommending with reference to Extract from the Minutes of Consultation of the 24th March last that arrangements be made for surrounding the new Hospital at Vizagapatam with a wall in the manner proposed by the Principal Sudr Ameen at that station I am directed by the Judges of the Foujdaree Adalut to transmit for the purpose of being laid before the Most Noble the Governor in Council the accompanying copy of a letter dated 24th Ultimo from Mr Ross the Principal Sudr Ameen and to recommend that should the point relative to the and Judicial "limits" as concluded by Mr Ross the "settled" authority be granted him to call on the Civil Engineer of the Division to prepare and submit an Estimate for building a wall round the Jail and new Hospital so as to enclose them in one compound as marked in the accompany-ing plan with yellow lines -

The

2- The erection of the wall demanded is absolutely necessary as well for the security of the prisoners as for the purpose of preserving a due regard to the discipline of the Jail.

17th September 1846- (Signed) J. Clarke
Senior Deputy Register

No 1519. To The Secretary to Government
No 110 on the Judicial Department

Sir,

1. I am directed by the Judges of the Foujdaree Udalut to forward for the consideration of the Most Noble the Governor in Council the accompanying copy of a communication from the Sessions Judge of Trichinopoly under date the 14th Instant requesting permission to make available for the repair and construction of Jail Fetters the iron of certain unserviceable Jail-bandies and to convert the wood into fuel for the use of the convicts-

2- The Court of Foujdaree Udalut do not consider themselves authorized to sanction the appropriation of any property belonging to Government for other purposes than those for which it may have been designed, but as they approve of the measure suggested by the Sessions Judge they beg to recommend that the sanction of Government be accorded to the application of the materials referred to in that Officers letter of the purposes therein stated.-

17th September 1846- (Signed)- A. J. Arbuthnot
Head Assistt to the Registr

(No 111)

No 1524. To The Secretary to Government
in the Judicial Department

Sir,

1. With reference to my letter dated the 8th Instant I am directed by the Court of Foujdaree Udalut to report for the information of the Most Noble the Governor in Council that the convicts in the Jail at Chingleput awaiting execution of their sentences of transportation have now accumulated to (14) fourteen.-

2- The names of these additional convicts are.-

Gadavala Venkata Amma Moottoo Nauden
and
Soobbee-

18th September 1846. (Signed) J. H.- D. Phillips
Register

To

No. 1525 To

The Sessions Judge of Trichin

Sir,

1. In reply to your letter of the
Instant requesting the opinion of the
Udalut whether you have authority to d
or punish Peons belonging to another
who have been sent with a party of C
temporarily transferred to the Jail under
charge and placed under your charge:-

2. I am desired to state that the Jud
are clearly of opinion you possess the pow
in question-

18th September 1846. (Signed) H-D- Phill
Register

No. 1526 To

The Subordinate Judge of
Pajilmoo

Sir,

1. In reply to your letter of the
instant requesting to be informed whether
the peons transferred from the Mastulipa
Jail are to receive at the present station
Rupees or 5 Rupees the rate sanctioned for
employed on the Jail under your charge-

I am

2 I am desired to state that the Judges
of the Foujdaree Udalut are of opinion that the
peons in question are entitled to the rate at
which they have theretofore been paid.-

18th September 1846. (Signed) H-D- Phillips
Register-

No. 1528. To (No 112)

The Secretary to Government

Sir,

I am desired by the Judges of the
Foujdaree Udalut to transmit to be laid before
the Most Noble the Governor in Council, the
accompanying copy of a Descriptive Roll
submitted by the Sessions Judge of Masulipa-
tam, of 6 Convicts who escaped from the
Jail at that station on the night of the 26th
July 1846 and to suggest that it be ordered
for publication in the Official Gazette in the
usual course.-

19th September 1846. (Signed) H-D- Phillips
Register

No. 1529. To

The Sessions Judge of Masulipatam

Sir,

1. In reply to your letter of the 21st
Ultimo reporting that the Irons of the six Convicts
who escaped from the Jail Hospital under
date

date the 26th July last had not been remov
the night on which they effected their escape.

2. I am desired to convey to you the
opinion of the Foujdaree Adalut that under
circumstances stated there has apparently
connivance or great neglect on the part of the
guards which it will be your duty to endeav
to trace and establish in order to the punish
ment of the parties implicated.-

3. The Descriptive Roll of the
Convicts has been forwarded for publicat
in the Official Gazette

19th September 1846 (Signed) H. D. Phillips
Register

No. 1530 To The Acting Sessions Judge of
Cuddapah

Sir,

I am directed by the Judges of the
Foujdaree Adalut to desire that you will adopt
immediate measures for transferring 50 Convicts
to the charge of the Civil and Sessions Judge of
Masulipatam.-

2- In the transfer of these Convicts
you will be pleased to observe all the rules laid

down in the order of Govt. of the 9th June 1837,
printed at page 432 of the Official Gazette of
that year.-

3 The Magistrate of the District
will furnish in addition to the prescribed
complement of Duffadars and Jail Peons,
such number of guards as may appear necessa-
ry for the safe Custody of the Convicts on the
march.-

Signed H. D. Phillips
Register

19th September 1846-

Copy to the Sessions Judge of Masulipatam

No. 1537 Memorandum

A copy of the late Circuit Judge's
remarks on Case No. 1 on the Chingleput
Calendar for the 2d Sessions of 1834 is
herewith forwarded to the Sessions Judge of
Chittoor with reference to his letter dated
the 10th September 1846-

By order of the Court of Foujdaree Adalut
22d September 1846- (Signed) H. D. Phillips
Register

No. 1538. To The Subordinate Judge of Calicut

Sir.

I am directed to acknowledge the
receipt

vide Fort St. George Gazette page 608

receipt of your letter dated 1st Instant and in reply to inform you that under the authority vested in them by the order of Government dated 28th July 1843, the Judges of the Foujdaree Udalut sanction the disbursement of Rupees (68—9—) sixty eight and Annas nine, for the purchase of six large Iron Pots to be used by the Prisoners in cooking their rice.

1843.

No. 1539

22d February 1846. Signed H D Phillips Register

(No. 114)

To

The Secretary to Government

Sir,

1st ——— In reply to Extract from the Minutes of Consultation dated 28th May 1846 No. 308, transmitting a letter from the Under Secretary to the Government of Bengal together with its enclosures and requesting the opinion of the Foujdaree Udalut on the Rules framed for the management of Convicts in the Penal Settlements;-

2- I am desired to state that in the opinion of the Judges of the Foujdaree Udalut the rules in question appear to be

be well adopted to the system prevailing under the Government in the Straits relative to prison discipline and labor-

23d September 1846. Signed H D Phillips Register

No. 1540

(No. 115)

To

The Secretary to Government in the Judicial Dept.

Sir,

N:1550. To

(N:116)

The Secretary to Governme

Sir,

With reference to Extract fr
Minutes of Consultation dated the 3d
No. 520, I am directed by the Judges
Sudder and Foujdaree Adalut to trans
for the purpose of being laid before the
Noble the Governor in Council the accom
Statement shewing the extent of duty
in the Court from the 20th of June to
20th of August 1846.

25th September 1846 (Signed) H. D. Ellis
Registrar

Statement shewing the extent of duty
in the Court of Sudder and Foujdaree Adal
from the 20th of June to the 20th of August

| | Cases Struck off | Cases Struck off | Cases Struck off | Cases struck off | Cases struck off | Cases

charge, and that when future Circular Or
are sent to the District an Extra copy ma
be provided for the same purpose.-

2- I am directed by the Judges of the
Foujdaree Udalut to inform you that they are
precluded from complying with former part of
your request there being no complete copies
of the Circular Orders hitherto published
available in this Court, but that their Reg
-ter has been instructed in future to
transmit in addition to the number of Copies
of the Circular Orders usually forwarded to
your Office an Extra copy for the use of the
Joint Magistrate.-

25th September 1846.- I have &c
A. J. Arbuthnot
Actg Sec. to the Govt

No 1553. To
The Session Judge of Chittoor

Sir

Communicating copy of an order of
Government desiring that the views of the Foujdaree
Udalut regarding the course pursued by the Acting
Magistrate of North Arcot in objecting to the
Native Police obeying summonses proceeding
direct from the Superintendant of Police at
Arcot

Arcot may be communicated to him if not done
already.-
26th September 1846.- Signed H. D. Phillips
Register

No 1556 To
S. Scot Esqre
Special Commissioner at Cuddapah

Sir

The Most Noble the Governor in Council
having been pleased to appoint you as a Special
Commissioner for the trial of all such prisoners
as may be forwarded to you by the Magistracy of
Cuddapah.- I am desired by the Judges of the
Court of Foujdaree Udalut to transmit to you for
your information and guidance an Extract from
the proceedings of this Court under date the 25th
June 1833 respecting the conduct of trials before
a Special Court convened under the provisions
of Regulation XX of 1802 together with copy of
an Extract from the proceedings of the Fouj-
daree Udalut under date the 17th September
1836 prescribing a Form of Indictment to be
observed as far as circumstances will admit in
all Trials for Treason or Rebellion.-
28th September 1846.- Signed H. D. Phillips
Register

To

No. 1557

Memorandum

The Register to the Court of Foujdaree Udalut has the honor to return the Original Letter from the 1st Puisne Judge dated 25th July 1846 as requested in the Official Memorandum of the 26th September 29th September 1846.

To The Secretary to Government Judl Departt.

Signed H. D. Phillips Register

No. 1558.

To

The Secretary to Government

(No. 117)

in the Judicial Depart.

Sir,

I am directed by the Court of Foujdaree Udalut to transmit to be laid before the Most Noble the Governor in Council, the accompanying Descriptive Roll received from the Sessions Judge of Salem of 11 Convicts who effected their escape while at work on the road near the Dam close to the Fort of Salem, on the evening of the 19th August 1846, and to suggest that it be ordered for publication in the Official Gazette in the usual course.—

29th September 1846.

Signed H. D. Phillips Register

No. 1559

To

The Sessions Judge of Salem.

Sir,

In reply to your letters of the 20th Ultimo and 4th Instant reporting the escape of 11 Convicts from their guard while working near the Dam close to the Fort of Salem and authorising the re-apprehension of one of them and forwarding translation of the depositions taken on the subject; I am directed to convey to you the opinion of the Foujdaree Udalut that under the circumstances stated there appears to have been gross neglect on the part of the guards which it will be your duty to endeavor to trace out, and establish in order to the punishment of the parties implicated the Court further direct that an immediate revision of the Jail establishment be made to prevent any similar occurrence in future the Descriptive roll of the escaped convicts has been forwarded for publication in the Official Gazette.—

29th September 1846.— (Signed) T. Clarke Junr Deputy Register

No. 1560 To The Secretary to Government (No 115)
in the Judicial Department

Sir,

1 I am directed by the Judges of the Foujdaree Adalut to transmit to be laid before the Most Noble the Governor in Council the accompanying Extract of a Petitionment from the accounts of the Collectorate of Malabar for Fusly 1253 forwarded by the Joint Magistrate of Cotacamund.—

2.— With reference to the remark of the Civil Auditor, the Judges beg leave to recommend that the Special Sanction of Government be granted for the items referred to by that Officer.—

29th September 1846.— (Signed) H. D. Phillips
Register

No. 1561. To
The Sessions Judge of Cuddalore

No. 1569. To The Agent at Vizagapatam

Sir,

With reference to the communication from this Court under date the 11th June 1846 I am desired by the Judges of the Foujdaree Adalut to request that the Statement therein called for of persons in confinement under your charge on the 31st May 1846 may be submitted without delay.—

30th September 1846.— (Signed) H. D. Phillips
Register

No. 1570. To The Subordinate Judge of Salem

Sir,

Communicating copy of an order of Government dated 18th Instant ordering the Military Board to cause the Indent for articles required for the use of the convicts in the Jail at Salem to be complied with.—

(Signed) H. D. Phillips
Register

No. 1560 To The Secretary to Government (No. 118)
in the Judicial Department

Sir,

1 I am directed by the Judges of the Foujdaree Adalut to transmit to be laid before the Most Noble the Governor in Council the accompanying Extract of a Retrenchment in the accounts of the Collectorate of Madura for Fusly 1253 forwarded by the Joint Magistrate of Cotacamund.

2. With reference to the remark of the Civil Auditor, the Judges beg leave to recommend that the Special Sanction of Government be granted for the items referred to by that Officer.—

29th September 1846.— (Signed) H. D. Phillips
Register

No. 1561.

To
The Sessions Judge of Cuddalore

No. 1569. To The Agent at Vizagapatam

Sir,

With reference to the communication from this Court under date the 11th June 1846 I am desired by the Judges of the Foujdaree Adalut to request that the Statement therein called for of persons in confinement under your charge on the 31st May 1846 may be submitted without delay.—

30th September 1846.— (Signed) H. D. Phillips
Register

No. 1570. To The Subordinate Judge of Salem

Sir,

Communicating copy of an order of Government dated 18th Instant ordering the Military Board to cause the Indent for articles required for the use of the convicts in the Jail at Salem to be complied with.—

(Signed) H. D. Phillips
Register

Foujdaree Diary 30th September 1846 -

(No 29)

No 1571. To The Secretary to Government in the Jud. Departt.

Sir,

1. With reference to para 2 of the Extract from the Minutes of Consultation under date the 17th November 1841, I am directed by the Judge of the Foujdaree Udalut to transmit to be laid before Government the annexed copy of a letter dated the 12th Instant from the Sessions Judge of Cuddalore, submitting for sanction a statement of expences incurred in the construction and repair of roads from 1st July 1843 to 30th June 1844 -

2. The Judges beg leave to recommend that the Special Sanction of Government be granted for the expenditure in question amounting to Rupees (199-14-0) one hundred and ninety nine and Annas fourteen -

30th September 1846.

Signed H. D. Phillips
Register

No 1572. To The Magistrate of South Arcot

Foujdaree Diary 30th September 1846 -

No 1573. To The Sessions Judge of Chingleput -

Sir,

I am directed to acknowledge the receipt of your letter dated the 15th Instant and in reply to inform you that under the authority vested in them by the order of Government dated 28th July 1843 the Judges of the Foujdaree Udalut sanction the Estimate of the cost of repairs required to the Post Office at Chingleput amounting to Rupees (23-2-6) twenty three Annas two and Pice six -

30th September 1846. Signed T. Clarke
Senior Deputy Register

No 1574. To The Sessions Judge of Cuddalore

Sir,

1 Adverting to the accompanying copy of an Extract from the Minutes of Consultation dated 8th Instant, No 235, requesting the Foujdaree Udalut to report in what way the prisoners employed on the Pondicherry and Cuddalore Road are bonded at Munjacoopum and whether they are still under charge of the Sessions Judge of Cuddalore -

2 I am instructed to request you will in communication with the Magistrate of South Arcot ascertain and submit the information called for by Government which is not derivable from the

Fouzdaree Diary 2nd Sept 1846

Fouzdaree Diary 30th September 1846.

the records of the Fouzdaree Adalut.
30th September 1846. (Signed) H. D. Phillips
Register

Fouzdaree Diary 1st October 1846.

To,

The Several Magistrates and Agents

№1583 To,

The Commissioner

at Mysore

Sir,

I am desired by the Judges of the Fouydaree Adalut to transmit enclosed a Petition of an Accused forwarded to this Court by the Government of Fort St George stating the names Crimes and date of sentence of Convicts transported from the territories of the Rajah Mysore who have recently effected their escape from the lines at Chingleput.

1st October 1846 (Signed) W. D. Phillips
Register

№1584 To,

(№120)

The Secretary to Government

on the Judicial Department

Sir,

With reference to my letter dated the 18th Ultimo №118 I am directed by the Judges of Fouydaree Adalut to report for the information of the Most Noble the Governor in Council that the Convicts in the Chingleput Quarantine Ground

sentences of transportation have now accumulated to (19) nineteen.

2 The names of these additional Convicts are.

Mollay,
Vyapoory,
Alagan,
Appasamy, and
Yrllapah.

1st October 1846 (Signed) W. D. Phillips
Register

№1585 To,

The Magistrate of Malabar

Sir,

Adverting to your letter dated the 25th Ultimo reporting the murder of the Adigharry of Kodatoor Unnihom in the Wallowanad Taluk I am desired to convey to you the authority of the Judges of the Fouydaree Adalut to offer a reward of 500 Rupees for such information as will lead to the apprehension and conviction of the guilty parties.

(Signed) W. D. Phillips
1st October 1846 Register

Memo

Poonjdaree Diary 2nd October 1846

No 1589

Memorandum

4 Printed forms of the Half yearly Criminal

No ——— Do ——— of the ——— Do ——— Do ——— Statement

Forwarded to the Sessions Judge

Summarily with reference to his letter dated 15th Ult.

By Order of the Court of Poonjdaree Adawlut

2nd October 1846

Signed W. D. Phillips

Register

No 1590

Memorandum

24 Sheets of the Printed Calendars forwarded to the

Acting Sessions Judge of Coimbatore with reference

to his letter dated 15th Ultimo

By Order of the Court of Poonjdaree Adawlut

2nd October 1846

Signed W. D. Phillips

Register

No 1591 To,

The Sessions Judge

of Trichinopoly

Authorizing him to make use of

the iron of certain handcuffs in the construction and

repair of fetters and to convert the wood into pins

for the use of the Convicts.

2nd October 1846

Sent Usual Letter No

Memo

Poonjdaree Diary 2nd & 3rd October 1846.

No 1592

Memo

20 Sheets of the Printed Calendars

12 Printed forms of the Monthly Statement of Labor of Convict,

3 Do of the Half yearly Convict Statement

3 Do of the Do Criminal Statement No 4

3 Do of the Statement of Batta paid to Prose-

cutors and witnesses.

Forwarded to the Acting Sessions Judge

of Coimbatore with reference to his letter dated 1st Ultimo.

By Order of the Court of Poonjdaree Adawlut.

2nd October 1846. Signed W. D. Phillips

Register

No 1593 To,

The Sessions Judge of Trichinopoly

Sir,

With reference to your letter of the 10th

Ultimo requesting the instructions of the Poonjdaree

Adawlut as to the Officer on whom devolves the duty

of dieting and guarding the 150 Convicts directed to

be transferred to the Civil Engineer for confinement

in a temporary Jail during the time the projected

new Jail is building; I am directed by the Poonjdaree

Adawlut to convey to you their opinion that unless

the Convicts in question are removed beyond your

effectual control - the superintendence of them must

still

still continue vested in the Officer in charge of the Zillah Jail who will be held responsible for their safe custody and whose duty it will be, provide for the food and clothing of these prisoners in the same manner and under the same rules as obtain in the Zillah Jail.

3d October 1846 (Signed) H. D. Phillips
Register

No 1597 To,
The Sessions Judge of Rajahmundry

Sir,

With reference to your communication of the 22d July and 2d October 1846 regarding the alterations proposed to be made to the roofs of the Jail at Rajahmundry I am directed by the Court of Foujdaree Udalut to transmit to you for your opinion and report the accompanying communication and its enclosures received by the Subordinate Judge.

2. The Court desire to be informed fully of your opinion as to the necessity of the proposed alterations and they would at the same time desire to be made acquainted with the grounds of your opinion.

3d October 1846 (Signed) H. D. Phillips
Register

No 1598 To,
The Acting Subordinate Judge
of Mangalore

Sir,

In reply to your letter of the 19th Ultimo requiring sanction for the removal of 12 prisoners whom the Zillah Surgeon has recommended for transfer to the Jail at Trillicherry—

2 I am desired to intimate to you that the Court of Foujdaree Udalut are pleased to authorize the adoption of the arrangement submitted for their approval and at the same time to draw to your attention to their Circular Order No 1 of 1846 under the provisions of which it might at once have been carried into effect without reference to them.

3d October 1846 (Signed) H. D. Phillips
Register

No 1599 To,
The Principal Sudr Ameen
in Charge of the Session Court
at Chingleput

With reference to the accompanying copy of an Extract from the Minutes of Consultation dated 2d Instant, I am directed by the Court of Foujdaree Udalut, to desire you will immediately dispatch to the Presidency, for transfer to the custody of the Chief

Chief Magistrate in Superintendent of Police, the
convicts therein referred to, who are awaiting execution
of their sentences of transportation.

2. You will be pleased to transmit to this
office, by Tappal the usual Calendar of the Convicts
who may be forwarded to the presidency under these orders.

3d October 1846.

(Signed) H. D. Phillips
Register

No 1664 To,
The Acting Sessions Judge
of Coimbatore

Sir,

Adverting to your letter dated the
1st Ultimo reporting your intention to submit to
Government direct a reference on the subject of
the sentence passed by the Court of Foujdaree
No 35 of 1846 Coimbatore Calendar Adalut in the Case noted marginally,

I am directed to convey to you the
opinion of the Judges that the concluding para of
your address contains expression which they are
inclined to believe, have been recorded unguardedly
and that they think it proper to afford to you an
opportunity of modifying them before finally disposing
of your latter communication dated the 9th Ultimo on
the same subject.

5th October 1846 (Signed) H. D. Phillips
Register

No 1605 & 1606 To
The Magistrates of Canara
and Bellary

Instructing them to receive and
forward to the Jail of Chingleput a convict
who effected his escape from it.

5th October 1846 (Sent Usual Letters)

No 1607 To,
The Principal Sudr Ameen
in Charge of the Session Court
at Chingleput

With reference to my letter dated
3d Instant I am directed by the Court of Foujdaree
Adalut to desire you will immediately despatch
to the Presidency, for transfer to the Custody of
the Chief Magistrate and Superintendent of Police,
the remaining 8 Convicts now under your Charge,
awaiting execution of their sentences of transportation

2. You will be pleased to transmit to
this Office, by Tappal, the usual Calendar of the
Convicts who may be forwarded to the presidency
under these orders.

5th October 1846. (Signed) H. D. Phillips
Register

To

No 121.

No 1643. To,

The Secretary to Government
in the Judicial Department

Sir,

With reference to the Extract from the Minutes of Consultation dated respectively the 2nd and 5th Instant Nos 603 and 608. I am directed by the Court of Foujdaree Udalut to state that in obedience to the orders therein contained, 19 Convicts under sentences of transportation are reported to have been despatched from Chingleput on the 4th Instant to the charge of the Acting Chief Magistrate and Superintendent of Police at Madras in view to their embarkation.

2. The usual Calendar of these Convicts accompanies this communication.

7th October 1846 (Signed) H. D. Phillips
Register

No 1618) To,

The Principal Sudr Ameen
in Charge of the Sessions Court
at Chingleput

Communicating for his information with reference to the letter to the Sessions Judge of

of Chingleput copy of an order of Government dated the 29th September 1846 ordering the Military Board to cause the indent for certain tools required for the use of the Jail at Chingleput to be complied with.

7th October 1846 (Signed) T. Clarke
Senr Deputy Regist.

No 1628. To,

The Acting Session Judge
of Calicut

Sir,

Adverting to your letter dated the 19th Ultimo on the subject of the wording adopted in the proceeding of the Foujdaree Udalut dated the 12th Ultimo.

I am desired to state that the Judges of the Foujdaree Udalut are concerned to observe you should have considered that censure was implied where none was intended. They find in proceedings of the Session Court held on the 3rd August last, Para 4 that specific reference is made to the inexperience of the Acting Session Judge and the disposals by the Foujdaree Udalut of the question noted in those proceedings had unnecessarily adverted thereto.

9th October 1846 (Signed) H. D. Phillips
Register

To

(No. 122.)

No. 1630. To,

The Secretary to Government
in the Judicial Depart.t

Sir,

1 I am directed by the Judges of the Foujdaree Udalut to forward for the consideration of the Most Noble the Governor in Council the accompanying Copy of a Communication under date the 8th Ultimo from the Acting Sessions Judge of Calicut submitting Copy of a letter under date the 7th idem from the Subordinate Judge at that station requesting sanction for the location of 50 prisoners at a distance of 2½ miles from the Jail with a view to their employment in cutting the certain high ground for the Ellatoor Canal.

2 The Judges observe that in the event of the measure suggested meeting with the approval of his Lordship in Council no extra expenditure will be incurred by the State, the Collector of Malabar being prepared to supply the materials for the erection of huts for the prisoners who will continue under the control of the Subordinate Judge of Calicut and they accordingly beg respectfully to recommend that the sanction of Government must be accorded for the temporary location of 50 prisoners at the spot named in the latter officers letter.

9th October 1846 (Signed) H. D. Phillips
Register

No. 1631. To,

The Subordinate Judge
of Calicut

Sir,

I am directed by the Judges of the Foujdaree Udalut to return the enclosures of your letter dated the 24th Ultimo, submitting for sanction estimates of the probable expence of making certain articles and for enlarging the Criminal Record room; in order to the Court being addressed on the subjects thereof by two distinct communications, the system of record in force in the Office of the Courts Register not admitting of your applications being conveniently disposed of as a single address.—

(Signed) H. D. Phillips.
Register

9th October 1846.

(No. 123)

No. 1640 To

The Secretary to Government

Sir,

In reply to your Order of Government dated the 29th Ultimo, No. 585, referring for any observations or suggestions which the Judges may desire to offer a letter from the Supreme Government together with a Draft Act authorizing the Governor in Council of Fort St. George to appoint any Military Officer a Magistrate.—

I am desired to state that in the Opinion of the

2 Judges

No 76.

Judges draft act appears well adapted to the end in view, and that it does not occur to them to offer thereon any remarks.
12th October 1846.

(Signed) H. S. Phillips
Register

No 1652 To

(No 124)

The Secretary to Government in the
Judicial Department

Sir,

In transmitting the Proceedings of the Poojdaree Udalut called for in your Official Memo of the 11th May last and referred to in my letter of the 16th April last to the address of the Magistrate of Calicut I am directed by the Court of the Poojdaree Udalut to explain that they declined to be the organ of forwarding Mr Conolly's address to Government because when devested of his remarks arising from misconception of the Courts orders and statements it virtually amounted to a censure on their proceedings which the Magistrate had no authority to pass and embraced appeal in a matter wherein the decisions of this Court is final under the regulations and in which they are "the responsible Judges"

2 The Court donot intend to deny to the Magistrate or any other Subordinate Officer the right of appealing against any proceedings of theirs which really affect the character of the Officer appealing such right is abstractedly indisputable provided it remains does not militate against the Courts functions which in the present instance it appeared to the Court to do

3 A recurrence to the facts of the case with the explanations

explanations they are liable to offer will perhaps more clearly demonstrate the Courts position.-

4 The question at issue out of which the Proceeding of the Poojdaree Udalut complained against emanated was whether the Sentence of the Poojdaree Udalut in case No 65 of the Calicut Calendar for 1844 had been duly executed or not. The wife of one of the Petitioners alleged that her husband the second prisoner Sentenced to 8 Years imprisonment had been executed instead of the 1st prisoner sentenced to death.-

5 The Magistrate felt "no doubt" that a mistake had occurred while the Lepers, and late Subordinate Judges and the majority of the Court came to an opposite conclusion, and because the Court of Poojdaree Udalut have expressed their opinion in the same unhesitating language adopted by the Magistrate, that Officer has permitted himself in an unguarded moment to allude to it "with utter astonishment" and "extreme surprise".-

6 "With those portions of Mr Conolly's address" which refers to the terms in which the Court of the Poojdaree Udalut expressed the opinion of the zealous anxiety manifested by Mr Conolly in his examination in the case of ability and talent exhibited by him and the disinterested motives which actuated him throughout the enquiry the Court of Poojdaree Udalut do not deem it necessary to treat at any length. It is Mr Conolly's belief that the Court are not in earnest in their expression and that they have only used a few "complementary words" that the evident tenor and Spirit of the Observations towards him

him is to leave an impression that he took up an hypothesis and then resolved to support it contrue cotte. The Court consider it will be enough for them on these points to state that they were perfectly sincere in the expressions used by them and that the interpretation put by Mr. Conolly on the tenor and Spirit of their observations is opposed to that which the Court intended to convey have no doubt that this Statement will have due weight with the Government.-

7 Neither do the Court deem it necessary to do more than deny that at any time any imputation has been cast on Mr. Conolly's character they considered and declared that Mr. Conolly's judgment on this occasion had led him to an erroneous conclusion. As a Court exercising final jurisdiction in the matter had they hesitated to express this opinion from consideration to the feelings of the Magistrate or from delicacy to him they would have failed in their duty and have been justly deserving of the censures which the Magistrate passes on their present conduct.-

8 The Court will not dwell on Mr. Conolly's objection to the language used by them they believe it was not stronger than the occasion demanded.-

9 From the declaration of the Court that the Story of the Petitioner is the result of a conspiracy got up to harrass the Judicial authorities of Calicut a declaration which was involved in and followed from their decision that the right man had been "hanged" the Magistrate

Poujdaree Diary 16th October 1846.-

Magistrate draw the inevitable inferences that he has been deceived by the parties who made up the alleged conspiracy and that many of his own Servants have been unjustly accused of taking part in this conspiracy.-

10 The Court saw nothing to establish the charge of conspiracy against the Magistrates Servants and it did not therefore appear to them necessary to guard themselves against a supposition wholly opposed to their principles and practice viz of condemning parties without proof.-

11 The would draw attention to the fact that they expressed no opinion or any way touched upon the view entertained by Mr. Strange of the Origin of the conspiracy they simply required the Second Judge to take the necessary step for bringing the conspirators to justice.-

12 There was no proof on which the charge any one with having been concerned in the plot the Court therefore took care to say nothing that could indicate any leaving of suspicion against any individuals.-

13 The conduct of the Tahsildar was impugned by his own official Superior and appeared open to the Court of Poujdaree Udalut to strong censure- the Magistrate explains in his communication of 15th November that the Court have misunderstood his language and that he only intended to impute a want of that very careful and anxious circumspection which might have enabled him to see that the witnesses were not deposing correctly in asserting that the quarrel which led to the murder took place from the one brother having an intrigue with a woman

woman while it took place in conlequence of the other having such intrigue. The Court desire therefore to modify their proceedings so far as to answer to the language of the Magistrate no more than the above a feigned. They leave it however to the judgment of the Government to determine whether such an explanation meets the case of the Tahsildar and they would particularly draw attention to the whole account of the transaction out of which the Murder originated as stated in the evidence recorded by the Police officer in the criminal Case No. 65 of 1846 Calcutta Calendar.-

14 The somewhat formidable difficulties alluded to by the Magistrate in the 6th para of his address are in his short summary in the 17th and following paras of his letter of the 28 June last stated thus. "That the Petitioner surviving is Nallan whom it was intended to hang and not Moothaiyan who unintentionally was hung" is the Magistrate considers proved beyond reasonable contradiction.-

It is proved in the first place he thinks by the testimony of 17 or 18 witnesses. The bulk of these were examined in his immediate presence, and from his observation of their Style of Speaking with much assurance of the credit due to their respective statements. Mr. Strange's allegation of their having been tutored, the Magistrate thinks he has sufficiently answered in his rejoinder to that Gentlemans comments on his original report where he endeavors to shew from dates 9th that the

Foujdaree Diary 14th October 1846.-

the tutoring was as impossible as can well be. Three of the witnesses, the two Jannies, and the Cutcherry Tahsildar, are men of substance and respectability, who had no apparent object in jeopardizing their fame and fortune by giving deliberately false evidence. Mr. Strange's idea of their being concerned in a conspiracy got up to enquire him. The Magistrate considers altogether visionary. Enemies such experienced and able enemies as Mr. Strange suspects, would never have got up such an impossible plot as this one do likely to break down in lifting, and one the very success ful of which would do little damage there intended victim. For what great blame can attach to Mr. Strange for not providing against such an extraordinary contingency as a voluntary substitution of two prisoners, the one devoting himself to be hung in place of the other? No trait of evidence is brought forward or even heard of to prove that blame did lie with that Gentleman, though of course it would have been, had a plot against him existed."

The Magistrate therefore thinks he may assume that the fact of the mistake is proved by good evidence

It is proved in the second place he thinks by the free confession of the surviving prisoner. The man as the Magistrate has endeavored to shew in his original report dated 18th April, para 7 and remarks on Mr. Strange's comments dated 10th May para 16 was within earshot of Mr. Conally throughout the day of the enquiry at Chelamoor and could not therefore in the Magistrates opinion have been

of

been tampered with. His evidence then, on this point (it was repeated in the Jail before the Sessions, and the acting Subordinate Judge two days afterwards) he thinks may also be termed good'

It is proved in the third and last place by the facts on record of the personal appearance of both the prisoners. Nullan was taller than Mootharam and had marks of burning on both his temples and the back of his neck. The surviving prisoner is 2½ inches taller than Mootharam was and has mark of burning on both his temples and the back of his neck.

Mootharam had the mark of a boil on his left cheek. The survivor has no such mark on his left cheek (nor on his right either)

What can be more conclusive?.....

15 With regard to the evidence of the 17 or 18 witnesses before the Magistrate the Court observe that they have it is true deposed almost without variation to two points viz the identification of the surviving prisoner Nullan and the alleged cause of the murder Kunchen but it is worthy of remark that as soon as the questions of the Magistrate deviate from these two main questions there is a break down which serves to characterize the fraud.-

16 With regard to the possibility of the witnesses having been tutored on the points touched they have deposed. the Court would refer to the marginal

Foujdaree Diary 14th October 1846.-

marginal mark 99 appended by the Magistrate on the 29th May to the 34 para of Mr. Stranges letter of the 10 idem.-

17 It would from that appear that the change in the story regarding the origin of the quarrel had been taught of long before the enquiries into the case had been entrusted to the Magistrate. It is not difficult to suppose that the party who originated the false petition; who directed the Peon to be in attendance in the neighbourhood of the Court for the purpose of shewing the parties referred to in the 9 para of this Courts proceedings whether to proceed; and who had tutored the witnesses who were to support this Petition, should have sufficient foresight to instruct the Villagers to be prepared to declare to these two main points the two which would naturally suggest themselves to any minds as those likely to form the subject of inquiry but it was impossible to be equally prepared to answer any accidental questions which might arise and hence it is that the falsehood of their testimony is disclosed.-

18 With reference to the remaining point in the 18 para of Mr. Conolly's letter of the 28th June. The Court consider it sufficiently answered by the arguments used by Mr. Conolly in his note Z, to 32 para of Mr. Stranges communication of the 19th April last.-

19 The Court can place no reliance on the testimony of the prisoner Mootharam and they have it appears to them answered the difficulty noticed in the 28 para of Mr. Conolly's letter by their remark in the 66 para of their proceedings

20 The Court again desire to record their Estimate of

of the zeal and disinterested motives which have actuated the Magistrate throughout the whole of this protracted inquiry into the complaint preferred by the Petitioner Vellage and they at the same time would express their desire to assist and strengthen in every way in their power the efforts of the Magistrate to advance the interests of his district but they are clear notwithstanding that his judgment has upon the present occasion betrayed him into error.-

14th October 1846.-

(Signed) H. D. Phillips
Register

N°1653. To

The Session Judge of Madulipatam.

Sir,

I am directed by the Court of Poojdaree Adalut to convey to you their approval of the measures adopted by you in consequence of the escape of the six convicts from the Jail Hospital on the night of the 26th July last.-

Unless any criminal charge can in the present be sustained against the 2d Dresser & Seetapaty attached to the Jail under your charge the Court of the Poojdaree Adalut do not think it advisable to do more than recommend that his intercourse with the prisoners should be under such restriction as may consist with the due discharge of his duties and the safety of the convicts. The Court of Poojdaree Adalut do not deem it necessary to lay down any rules for your guidance on this point the Knowledge possessed by you of the character and conduct of the Seetapaty will suggest all that is needful of.-

14th October 1846.-

(Signed) T. Clarke
Lent. Dep. Register

To

N°1654. To

The Subordinate Judge of Salem.

Sir,

I am directed by the Judges of the Poojdaree Adalut to return to you the Indent in Duplicate for articles required for the use of Jail Peons and Duffadars which accompanied your communication of the 24th Ultimo and to direct your attention to the order of Government noted in the margin, which shews that applications for firearms should be made to the Magistracy of the District.-

25th Nov. 1834. Official Gazette page 835.-

14th October 1846.-

(Signed) H. D. Phillips
Register

N°1656.

No. 1657 To

The Acting Sessions Judge of Calicut

Communicating for his information and guidance copy of an order of Government dated the 14th Instant authorizing the temporary location of 50 Convicts at a Spot in the vicinity of Calicut for employment in cutting through certain high ground for the Ellatoor Canal.—

15th October 1846.—

(Signed) K. D. Phillips

Register

(No. 125)

No. 1658. To

The Secretary to Government in the Judicial Department

Sir,

With reference to Extract from Minutes of Consultation under date the 16th Ultimo, No. 553, I am directed by the Judges of the Tovydaree Udalut to transmit to you to be laid before the Most Noble the Governor in Council the accompanying Copy of a communication from Mr. R. D. Phillips the Register of the Sudr and Tovydaree Udalut, explaining the disappearance of the papers referred to in the 1st Puisne Judge's letter to Government of the 23d July 1846.—

15th October 1846.—

(Signed) T. Clarke

Actg. Dy. Register

No. 1660. To

The Principal Sudr Ameen of Visagapatam

Sir,

Communicating for his information and guidance copy of an Extract from the Minutes of Consultation

dated the 2d Instant conveying the resolution of Government to forward the correspondence which accompanied Extracts Minutes of consultation in the Military Department dated 21st together with the papers furnished by the Tovydaree Udalut on the 17th Ultimo to the Board of Revenue in the Department of Public Works with instructions to give effect to the suggestions conveyed in them.—

17th October 1846

(Signed) K. D. Phillips

Register

No. 1661 To

The Principal Sudr Ameen of Vizagapatam

Adverting to the amended Indent in duplicate retransmitted with your communication of the 5th Ultimo, I am directed by the Judges of the Tovydaree Udalut to inform you that they are not satisfied of the necessity of the articles mentioned in the margin and they therefore do not deem it expedient to recommend them for Sanction.—

Platform Cart with Box for drawing gravel which has been indented for, should, with reference to a recent order noted marginally be made up by yourself by Contract the Sanction of this Court being first obtained.—

Platform Cart with Cask for water
Large tubs for holding water
Iron Rakes with handles
Sap Hooks with handles
Large Shears for clipping hedges
An half horn blast
Wooden Mallets
Triangle for hanging ghurry
21st Nov. 1845.—
Wooden beaters with handles
Leathern buckets for drawing water
Wooden triangle for flogging

With reference to these articles the Judges observe that they ought be made up by the Convicts themselves at a very trifling cost.—

You will therefore be pleased to make the necessary alterations and submit a fresh Indent with the several items consecutively numbered.—

17th October 1846.—

(Signed) K. D. Phillips

Register.—

To

No. 1668 To

The Sessions Judge of Tellicherry

Sir,

With reference to your letter of the 16th Ultimo transmitting copy of a letter from the Joint Magistrate of Malabar and requesting authority to pay to the Prosecutor in case No. 71 of 1846 on the Tellicherry Circuit file a part of the fine imposed on the prisoner on that case. I am directed by the Court of Foujdaree Udalut to inform you that they are willing to accede to the Joint Magistrate's proposal which appears to them to be objectionable in principle.-

17th October 1846.-

(Signed) T. Clarke

Asst Dept Register

No. 1669 To

The Principal Sudr Ameen of Chingleput

Sir,

I am desired by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 25th Ultimo and to state that under the circumstances therein represented 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 Pareya Cheriyan and Vencatarayaloo the 5th & 6th Prisoners in a case of murder before you on the terms and conditions specified in Section XX Regulation VIII of 1802.-

17th October 1846.-

(Signed) T. Clarke

Asst Dept Register

No. 1672. Memo.

5 Printed forms of the Half Yearly Criminal Statement No. 1

5 Do. of the Do. Do. No. 2

Forwarded

Forwarded to the Magistrate of Bellary with reference to his letter dated 8th Instant.-

By order of the Court of Foujdaree Udalut.-

22d October 1846.- (Signed) H. D. Phillips

Register

No. 1673 Memo.

12 Printed forms of the Supplemental Report

12 Do. of the Criminal Reports No. 5

12 Do. of the Do. No. 6

12 Do. of the Statement of Punishment created by Reg. X of 1832

12 Do. of the Monthly Statement of labor of Convicts

Forwarded to the Subordinate Judge of Madura with reference to his letter dated 10th Instant.

By order of the Court of Foujdaree Udalut.-

22d October 1846.- (Signed) H. D. Phillips

Register

No. 1676. To (No. 126)

The Secretary to Government in the

Sir, Judicial Department

Adverting to the Extract from the Minutes of Consultation dated the 8th Ultimo No. 235 requesting the Foujdaree Udalut to report in what way the prisoners employed on the Pondicherry and Cuddalore road are housed at Munjacoopum and whether they are still under charge of the Sessions Judge of Cuddalore.-

2 I am directed by the Judges of the Foujdaree Udalut to forward for the consideration of the Most Noble the Governor in Council the accompanying copy of a communication from the Sessions Judge of Cuddalore under date the 7th Instant from which it will be observed that the prisoners in question are still under charge of the Sessions Judge that they

are

are now employed in the repair of a portion of the Cuddalore &
Salem road but that that officer entertains serious objections
to their remaining at Munjacoopum on the ground of the in-
=security as a place of confinement of the godowns attached
to the Collectors Cutcherry in which they are housed, their dis-
=tance from Medical assistance and the difficulty of an
effectual supervision either of the Convict themselves or of the
peons appointed to guard them.-

24th October 1846.- (Signed) H. D. Phillips
Register

No. 1678. To
The Acting Session Judge of Coimbatore

Sir,

I am directed by the Judges of the Foujdaree
Udalut to acknowledge the receipt of your letter of the 2d Inst.
submitting for the orders of the Foujdaree Udalut copy of a
letter from the Principal Sudr Ameen of Coimbatore re-
=questing to be informed whether he is competent to take
cognizance of a case in which he is a prosecuter to convey
to you their entire concurrence in the view expressed by
you that the Principal Sudr Ameen may with perfect
propriety take cognizence of the case in question.-

26th October 1846.- P. Clarke
Sent. Dpty. Register

No. 1682. Memo

Returned to the Principal Sudr Ameen in charge
of the Zillah Court of Chingleput in view to the requested mean-
=ing being affixed in the Office of the Zillah Court
By order of the Court of Foujdaree Udalut.

27th October 1846. (Signed) H. D. Phillips.
Register.

To

No. 1686. To,
The Several Session Judges

Sir,

1. There being now available for the Office
of Moofty Sudr Ameen, only one Individual duly
qualified in Mohomedan Law, I am desired by
the Judges of the Foujdaree Udalut to inform you
that they are prepared to order enquiry to be made
respecting the qualifications of any Mahomedan public
Servant on the establishment of your Court, who
may be willing to undergo the examination referred
to in Act XXVII of 1836 and in regard to whose respect-
=ability and general intelligence you may be enabled
to report favorably.

2. In the event of any such person being
desirous of proceeding to the presidency for the purpose
in question, the Judges request You will enstruct him
on arrival to report himself at the Office of the
Register, it should, however, be borne in mind that the
circumstance of any of the Candidates for employ being
of the Sheea sect, will constitute an insuperable
dejection to their appointment to the Office of
Moofty Sudr Ameen.

28th October 1846 (Signed) H. D. Phillips
Register

Memo

No 1687

Memo

Returned to the Agent to the Govern. of Fort St. George at Kurnool in view to the required indorsement being affixed in the Office of the Agent.

By Order of the Court of Foujdaree Udalut
29th October 1846 / Signed / H. D. Phillips
Register

No 1688.

To

The Acting Sessions Judge
of Madura

Sir,

I am directed by the Court of Foujdaree Udalut to return to you the undermentioned marginally which accompanied the criminal Statement for the 1st half of 1846 submitted with your letter of the 25th Ultimo, as it does not appear that their transmission to the Court of Foujdaree Udalut is required by any existing order of this Court.

29th October 1846 / Signed / H. D. Phillips
Register

No 2
1 Statement
2 Letters and Returns
3 Statements and Returns
4 Letter of Sub. Collr. of Madura

No 1689

To,

The Subordinate Judge of Madura

Sir,

I am directed by the Court of Foujdaree Udalut to return for amendment the Statement of dett Vrs allowed to Convicts in the Jail at Madura, and to request that you will as already required in para 2 of the letter from this Court under date the 27th April last, supply the remark in the Column appropriated for it and retransmit the Statement without delay.

29th October 1846 / Signed / H. D. Phillips
Register

Shr exhibiting the quantity and variety of Food and raiment allowed to each of the labouring, non labouring, and sick Vrs Convicts in the several Jails under the presidency of Fort St. Georg

Description of Prisoners	Names of the Jails	Weights of the several Articles of Rations	Amount allowed for each Prisoner per diem	Average expence for each Prisoner per diem	Sums of Credit and Credits allowed on	Letters of Intimation and Statements of Credits and Remarks
Labouring Convicts						
Non labouring do						
Sick do						
Boys						
Security Prisoners						
Females						

/ Signed / H. D. Phillips
Register

No 1692 To

The Sessions Judge of Masulipatam

Sir,

I am directed to acknowledge the receipt of your letter dated the 9th Instant, and in reply to inform you that under the authority vested in them by the order of Government dated 28th July 1843 the Judges of the Foujdaree Udalut sanction the stat-ement of batta paid to the child of a convict in the Zillah Jail of Masulipatam during the 3rd Quarter of 1846 amounting to Annas 8 and Pie four.

See Fort St. George Gazette Page 608

30th October 1846 (Signed) H. D. Phillips

Register

No 1693 To,

The Sessions Judge of Chicacole

Sir

I am directed to acknowledge the receipt of your letter under date the 10th Instant and in reply to inform you that under the authority vested in them by the order of Government of the 28th July 1843 the Judges of the Foujdaree Udalut sanction the statement of cost, amounting to Rs (36—) thirty six at which a small ghurry can be made for the use of the Jail under your charge.

See Fort St. George Gazette Page 608

30th October 1846 (Signed) H. D. Phillips

Register

To

No 1694 To

The Sessions Judge

of Cuddalore

Sir,

I am directed to acknowledge the receipt of your letter dated the 16th Instant, and in reply to inform you that under the authority vested in them by the order of Government of the 28th July 1843 the Judges of the Foujdaree Udalut sanction the disbursement of Rupees (12— 4—) twelve and annas four, incurred in the apprehension of the 1st Prisoner in Case No 43 on the Sessions Calendar for 1846.

See Fort St. George Gazette Page 608

30th October 1846 (Signed) H. D. Phillips

Register

N.1699 Memo.

Returned to the Magistrate of Bellary in
new to the required heading and indorsement being
affixed in the Office of the Magistrate.

By Order of the Court of Tongdaree Adalut
2nd November 1846 (Signed) H. D. Phillips
Register

N.1700 To,

The Subordinate Judge
of Calicut

Sir,

In reply to your letter dated the 24th Sept.
last, I am directed to inform you that under authority
vested in them by an order of Government of the
25th January 1845, the Judges of the Tongdaree Adalut
sanction the expenditure of Rupees 28-8- twenty
eight and annas eight in enlarging the Criminal
record room attached to your Court and in making
new and repairing old shelves therein.

2nd November 1846. Signed H. D. Phillips
Register

N.1701 To,

The Subordinate Judge
of Salem

Sir,

I am directed to acknowledge the receipt
of

of your letter dated the 13th Ultimo and in reply to inform you that under the authority vested in them by the order of Government dated 28th July 1843 the Judges of the Foujdaree Udalut sanction the indent for metal to make 40 Badges required for the use of the Jail prons under your charge amounting Rupees (4 — 6) four and piee six.

Vide Fort St. Geo. Gazette Page 608

3rd November 1846 (Signed) W. D. Phillips
Register

No. 1702. To,

The Sessions Judge of Cuddalore.

Communicating Special Sanction of Government for the Charges incurred by the Sessions Judge of Cuddalore in the construction and repair of roads during Fasly 1253 amounting to Rupees [illegible] and requesting the immediate transmission of the [illegible] for Fasly 1254 and 1255.

2nd November 1846 (Sent Usual Letter No. (No. 127.)

No. 1705 To,

The Officiating Secretary to Government
in the
Judicial Department

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 No. 613 dated 6th October 1846 transmitting copy of a letter from the Resident Councillor at Singapore together with a roll of an escaped convict and desiring the Judges to issue such instructions to the several Magistrates as may lead to his apprehension should he return to any of the Districts" and to state in reply that it appears to them that any instructions unaccompanied with a descriptive roll of the escaped convict would not prove likely to ensure his recapture.

2. They would rather suggest that the Mysore authorities by whom Iyaksawmy was transported should be advised to forward a descriptive roll of the Convict to such of the Magistrates as they may deem advisable.

3rd November 1846 (Signed) W. D. Phillips
Register

(No. 128.)

No. 1706 To,

The Officiating Secretary to Government
in the
Judicial Department

Sir,

With reference to the order of Government

Fouydaree Diary 3rd. November 1846.

Government dated 23d. June 1838, No. 636, I am directed by the Judges of the Court of Fouydaree Adalut to transmit to be laid before the Most Noble the Governor in Council, the accompanying General Statement made up to the 30th June 1846, shewing the number of Convicts sentenced to labor on public works throughout the Madras Territories; the number allotted to each description of work, their age; the authorities under whom they are placed, and when distinct from Officers in charge of Jails, the date of the authority of Government, under which Convicts were placed under their control

I have the honor to be

Sir

Your Most Obedient Servant

3d. November 1846

Signed, H. D. Phillips

Register

Sketch

Fouydaree Diary 3rd. November 1846.

General List of Convicts under the Superintendency of Fort St. George

No. of Convicts in which their names are entered.

| Stations | No. of Convicts in which their names are entered. | Remaining in Jail on the 30th June 1846 | Sentenced to Labor on Public Works | Sentenced to Labor in Jail | Sentenced to Labor in Fetters | Sentenced to Labor in Irons | Sentenced to Labor in Chains | Sentenced to Labor in Stocks | Sentenced to Labor in Pillory | Sentenced to Labor in Whipping Post | Sentenced to Labor in Branding | Sentenced to Labor in Cutting off Ears | Sentenced to Labor in Cutting off Nose | Sentenced to Labor in Cutting off Hands | Sentenced to Labor in Cutting off Feet | Sentenced to Labor in Cutting off Hands and Feet | Sentenced to Labor in Cutting off Nose and Ears | Sentenced to Labor in Cutting off Hands and Nose | Sentenced to Labor in Cutting off Hands and Ears | Sentenced to Labor in Cutting off Feet and Nose | Sentenced to Labor in Cutting off Feet and Ears | Sentenced to Labor in Cutting off Hands, Feet and Nose | Sentenced to Labor in Cutting off Hands, Feet and Ears | Sentenced to Labor in Cutting off Hands, Nose and Ears | Sentenced to Labor in Cutting off Feet, Nose and Ears | Sentenced to Labor in Cutting off Hands, Feet, Nose and Ears | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears and Tongue | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue and Eyes | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes and Genitals | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals and Anus | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus and Breasts | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts and Head | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head and Heart | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart and Liver | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver and Kidneys | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys and Lungs | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs and Stomach | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach and Intestines | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines and Bowels | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels and Bladder | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder and Gall | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall and Spleen | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen and Pancreas | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas and Thymus | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus and Thyroid | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid and Adrenals | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals and Pituitary | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary and Pineal | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal and Hypothalamus | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus and Pituitary | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary and Pineal | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal and Hypothalamus | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus and Pituitary | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary and Pineal | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal and Hypothalamus | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus and Pituitary | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary and Pineal | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal and Hypothalamus | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus and Pituitary | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary and Pineal | Sentenced to Labor in Cutting off Hands, Feet, Nose, Ears, Tongue, Eyes, Genitals, Anus, Breasts, Head, Heart, Liver, Kidneys, Lungs, Stomach, Intestines, Bowels, Bladder, Gall, Spleen, Pancreas, Thymus, Thyroid, Adrenals, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal, Hypothalamus, Pituitary, Pineal and Hypothalamus

No 1719. To

The Sessions Judge of Cuddalore

Communicating the resolution of Government to authorize the release of John Dowling from Jail on his personal Security, if he should desire it and to request the instructions of the Honorable Court relative to the grant to him of some pecuniary provision on a free passage to Europe.

4th November 1846. / Sent Usual letter No /

No 1720. To

The Several Sessions Judges and Agents

| | | |

No 1721. Memo.

24 Sheets of the Printed Calendars forwarded to the Sessions Judge of Salem with reference to his letter dated the 30th Ultimo.

By order of the Court of Foujdaree Adalut.

3rd November 1846.

(Signed) H. D. Phillips
Register

No 129.

No 1725. To

The Officiating Secretary to Government
in the Judicial Department

Transmitting an indent in Duplicate for articles for the use of the Jail under the charge of the Principal Sudr Ameen of Vizagapatam.

6th November 1846.

(Sent Usual Letter No)

No 1727. To,

The Sessions Judge of Coimbatore

Sir

I am directed to acknowledge the receipt of your letter of the 24th Ultimo and in reply to inform you that under the authority vested in them by the order of Government dated 28th July 1843 the Judges of the Foujdaree Adalut sanction the statement of charges actually incurred in the Jail at Coimbatore, amounting to Rupees 23-5-11 Twenty three Annas five and pice eleven.

7th November 1846.

(Signed) H. D. Phillips
Register

No 1728. To

The Subordinate Judge
of Salem

Sir,

I am directed to acknowledge the receipt of your letter dated 28th Ultimo, and in reply to inform you that under authority vested in them by the order of Government of the 28th July 1843, the Judges of the Foujdaree Adalut, sanction the disbursement of Rupees (3 - -) three, incurred in repairing a shed for sheltering the sentry posted to guard the Convicts in the Jail under your charge.

See Fort St George Gazette Page 608.

7th November 1846.

(Signed) H. D. Phillips
Register

No 1729 To

The Magistrate of Malabar,

Sir,

Adverting to the Circular Order noted marginally, I am directed by the Judges of the Foujdaree Adalut to return to you the Indent which accompanied your Communication of the 22nd Ultimo, and to request you you will cause a fresh Indent in the usual form with an additional Column to be inserted therein, shewing when the articles indented for were declared to be unserviceable, and under what circumstances they became useless.

S. No 96.

7th November 1846.

(Signed) H. D. Phillips
Register

To

No. 1732, 1733, and 1734.

To

The Acting Session Judge

of Chingleput

Communicating a letter from the Government of Bombay reporting the issue instructions for making over an escaped convict in the charge of the Nazir's of Canara or Bellary.

9th November 1846. Sent Usual Letter No /

The same Copy forwarded to the Magistrate of Canara and that of Bellary.

No. 1735.

To

The Secretary to the Board of Revenue

in the Department of Public Works.

Sir,

With reference to the order of Government dated the 28th August last, I am directed by the Judges of the Fouydaree Udalut to forward to you to be laid before the Board, for examination and check and for eventual transmission to Government the enclosed Plan and estimate prepared by the Civil Engineer attached to the District of Combatore, for altering and enlarging the Jail at that station.

9th November 1846. (Signed) H. D. Phillips

Register

No. 1743.

To

(No. 130.)

The Officiating Secretary to Government

in the Judicial Department

Sir,

I am directed by the Court of Fouydaree Udalut to state for the information of Government that there are at present 9 Convicts awaiting execution of their sentences of transportation and to suggest that tenders be invited for their passage to Singapore.

11th November 1846. (Signed) H. D. Phillips

Register

1 Billa Cunna.
2 Davasagoreen.
3 Banlen.
4 Gitta Gungadoo.
5 Cherichoogaudo.
6 Tumpapaulah Yaraiyah.
7 Pedda Veradoo.
8 Goonwadoo.
9 Arnachellum.

No. 1744

To

The Acting Subordinate Judge

of Mangalore

Sir,

I am directed to acknowledge the receipt of your letter of the 24th Ultimo and in reply to inform you that under authority vested in them by the order of Government dated the 28th July 1843 the Judges of the Fouydaree Udalut sanction the disbursement of Rs. 99 8 (ninety nine and annas eight, being the value of certain articles required for the use of the Jail under your charge.

Vide Fort St. George Gazette Page 1058

11th November 1846. (Signed) H. D. Phillips

Register

No. 1745.

To

(No. 131.)

The Officiating Secretary to Government

in the Judicial Department

Sir,

I am directed by the Judges of the Fouydaree Udalut

Udalut to submit to be laid before the Most Noble the Governor in Council, the annexed copy of a letter dated the 24th Ultimo from the Acting Session Judge of Calicut, forwarding copy of an estimate prepared by the Principal Sudr Ameen of Cochin for repairing the windows of the jail at the latter station.

2 The Judges beg to recommend that sanction be accorded for the repairs in question estimated at Rs 64-10-6 Sixty four Annas ten and pice six, performed under the Superintendence of the Principal Sudr Ameen the nature of the work and the smallness of the amount of proposed expenditure being such as scarcely to call for the intention of the Board of Revenue in the Department of Public works.

11th November 1846. (Signed) H. D. Phillips
Register

No 1748. To

The Officiating Session Judge
of Chingleput

Sir

1 In reply to your letter under date the 27 Ultimo submitting Copy of a sentence passed by the Principal Sudr Ameen in charge on the 25th ult on a Prisoner named Cooppen and requesting permission to remit such portions of the sentences as [illegible]

the reductions of the Prisoner Ballah that punishment being inapplicable to the offence of which the Prisoner has been convicted by the factory behaviour.

2 I am directed to inform you that under the circumstances stated in your letter under acknowledgement they are pleased to grant the permission therein solicited.

12th November 1846. (Signed) A. J. Arbuthnot
Hon. Agt to the Register

(No 132)

No 1749 To

The Officiating Secretary to Government
in the Judicial Depart.t

Sir,

1 I am directed by the Judges of the Tondiarre Udalut to forward for the consideration of the Most Noble the Governor in Council the accompanying copy of a letter under date the 8th Ultimo from the Session Judge of Trichinopoly together with its Enclosures requesting sanction for the disbursement of Rupees One hundred and Twenty Six Annas four (Rs 126 - 4) in the construction of shed for the protection during the rains of the Convicts destined for employment in building the new jail about to be erected at that station

2 With reference to the remark of the Session Judge that he was led to believe he would refer this

this have been relieved from the charge of the Convicts
destined for the Civil Engineer I am desired to state
D.o 3.d October 1846 that the Sessions Judge has been informed that unless
the Convicts in question are removed beyond his effec-
tual Control, the Superintendence of them must still
continue vested in the Office in charge of the Zillah
Jail who will be held responsible for their safe custody
and whose duty it will be to provide for the food
and clothing of those prisoner in the same manner
and under the same rules as obtain in the Zillah Jail.

3 On consideration of the Circumstances stated by
the Sessions Judge the Court of Foujdaree Udalut beg
to recommend that the sanction of Government be
accorded to the disbursement of Rupees 126-4- for the
purposes referred to.

12.th November 1846 (Signed) H. D. Phillips
Register

(N.o 133.)

N.o 1750. To,

The Officiating Secretary to Government
in the Judicial Department

Sir,

I Adverting to Extract from the Minutes of
Consultation dated the 15.th September 1846 N.o 546 Commissioner
M.r S. Scott to try all Prisoners engaged in the late distur-
bance in Cuddapah who may be forwarded to him by the
Magistracy of that District and to the subsequent
Order dated 9.th October 1846 N.o 621.

2 I am desired by the Judges of the Foujdaree
Udalut

Udalut to transmit for the consideration and
orders of the Most Noble the Governor in Council
the annexed copy of an address from M.r S Scott
Agent to the Government at Kurnool request-
ing instructions whether he is to forward for
trial before the Commissioner, persons who have
committed within the limits of the Kurnool
District, the overt act of supplying arms
and provisions to the adherents of the Poligar
Narasimmareddy.

12.th November. (Signed) H. D. Phillips
Register

N.o 1762 To

The Acting Sessions Judge
of Madura

Sir,

I In pursuance of the Orders of Govern-
ment and with reference to the robberies perpe-
trated by the Convicts in the Jail at Paumbum
which formed the subject of the trials held
by the Sessions Judge and late Acting Sessions
Judge of Madura in Calendar Cases N.os 3 to 7 of
1845 and 12 and 16 of 1846, I am directed by
the Judges of the Foujdaree Udalut to request

you

you will ascertain from the Officer in charge of the convicts of Paumbum whether he has been furnished with a Copy of the Rules promulgated in Circular Order 8th October 1821 and of the Circular Orders 27th October 1830 A. 25th September 1834 No 16 and 1st March 1841 No 134 and in the event of such Fellah not having these Rules you will be pleased to transmit to him a few of them and draw his particular attention to Rules Nos 4. 7. & 16. 21. 22. 23. 24. 25. 26. 27. 28. 29. 31. 32. 34. 35. 37 and 50 and also to the Circular Order above quoted.

2. A strict observance of these Rules is essential to the due maintenance of prison discipline and will it is hoped prevent the occurrence of irregularities so incongruous and so evil as those brought to light in the late inquiries.

3 The Court fear that much of the irregularity was attributable to the laxity and even connivance of the guards and tho it may be difficult to establish these points and still more difficult altogether to prevent the abuse of power by the guards, yet the strong suspicion which

which attaches to them calls for the exercise on the part of the Officer in charge of the Jail of very great watchfulness and firmness and the judicious use of the powers vested in him of rewarding by promotion the well deserving and attentive and by punishing the evil behaved and disorderly amongst them.

4 The Court further deem it advisable that you should periodically visit the Jail with a view of ensuring strict attention to the Rules and pointing out such improvements as may suggest themselves to you and they desire me to furnish you with Copy of the instructions issued to the Sessions Judges of Chicacole and Honore and Calicut regarding the periodical visits to be paid by those Officers to Jails under their general Control and superintendence.

I have the honor to be
Sir,
Your most Obedient Servant
(Signed) H. D. Phillips
Register

16th November 1846.

Trinjdaree Dcairy 16th Novrmber 1846.

(No 134)

No 1763 To,

The Officiating Secretary to Government
in the Judicial Department

Sir,

With reference to the Extract from the Minutes of Consultation of the 2d Ultimo No 601. I am directed by the Judges of the Trinjdaree Udalut to state for the information of the Most Noble the Governor in Council that with a view of more effectually preventing the evils which have been formed to exist in the Pamban Jail they propose with the sanction of Government to instruct the Sessions Judges of Madura, in conformity with the rule sanctioned in respect to the Jail at Ootacamund by order of Government Dated 15th December 1843 to proceed once every six months to Pamban to visit the Jail at that station and to report fully to this Court the state of the Jail and the discipline maintained in it.

2 The Judges accordingly beg to request authority for the issue of orders to the above effect.

16th November 1846 (Signed) H. D. Phillips
Register

Trinjdaree Dcairy 16th Novrmber 1846.

No 1764 To,

The Sessions Judge of Trichinopoly.

Sir,

Adverting to your letter dated the 29th September last, submitting copy of an address dated 28th Sept 1846 from the Magistrate of Trichinopoly; I am desired to communicate the opinion of the Judges that, as the convicts lately transferred from Salem and Combaconum to your charge, are believed by the Magistrate to be desperate characters, no objection exists to your making such subsidiary arrangements as will best provide for the complete securing of those whom it is proposed to retain as occupants of the temporary Jail formed in the Ragunadassamy Coveil, and that to this end you are to consider yourself at liberty to order such substitutions and changes as in correspondence with the Magistrate may seem necessary.

16th November 1846 (Signed) H. D. Phillips
Register

No 1765 To

The Acting Sessions Judge
of Coimbatore

Sir,

In reply to your letter of the 8th Ultimo forwarding the Calendar of Case No 58 on the file of the Sessions Court and the Futwa of the Moofty thereon

Foujdaree Diary 16th & 17th November 1846

therein with its Translation and requesting to be furnished with the opinion of the Cazeecol Cozat on the Futwa with reference to the Mahomedan Law in regard to the offence designated by the Mooftee of your Court "Khtilas".

I am desired by the Judges of the Foujdaree Udalut to forward for your information transcripts of the records noted marginally which appear calculated to remove the doubt you have entertained and render unnecessary in the opinion of the Judges any further reference on the subject on the Cazeecol Cozat.

† F.D. D. 24th June 1839
" Do 15th April 1844

16th November 1846

(Signed) H. D. Phillips
Register

No 1766 To

The Sessions Judge of Honore

Conveying the sanction of the Supreme Government for the employment by the Magistrate of Canara, of an extra Police establishment at a Monthly expense of Rupees 79-8-0

16th November 1846 (Sent Usual letter No)
(No 735)

No 1769 To,

The Officiating Secretary to Government
in the Judicial Department

Sir,

I am directed by the Judges of the Foujdaree

Foujdaree Diary 17th November 1846

Foujdaree Udalut to transmit to you to be laid before the Most Noble the Governor in Council the accompanying copy of a letter dated 24th September last from the Subordinate Judge of Calicut and its enclosures relative to the construction of 6 new Carts and 50 wheelbarrows required for the use of the prisoners confined in the Zillah Jail at that Station.

The Judges are of opinion that the observations offered by Mr Goodwyn in the 4 and 5 Paras of his letter are deserving of consideration and since it appears that the establishment of artificers attached to the arsenal at Cannanore is insufficient to allow of the Carts being constructed there and that wood and labor is cheaper at Calicut than at Cannanore.

The Court of Foujdaree Udalut beg leave to recommend that sanction be granted for the construction of 6 Carts and 50 wheelbarrows by the Subordinate Judge of Calicut at the estimated aggregate cost of Rupees six hundred and sixty three Annas one and pice six (663-1-6) being 463-1-6 four hundred and sixty three annas one and pice six for the Carts and Two hundred and Rupees 200 for the wheelbarrows

17th November 1846 (Signed) H. D. Phillips
Register

To

therein with its Translation and requesting to be furnished with the opinion of the Cazeecol Coozat on the Futwa with reference to the Mahomedan Law in regard to the offence designated by the Moofty of your Court "Khilas".

I am desired by the Judges of the Foujdaree Adalut to forward for your information transcripts of the records noted marginally which appear calculated to remove the doubts you have entertained and render unnecessary in the opinion of the Judges any further reference on the subject on the Cazeecol Point.

16th November 1846

(Signed) H. D. Phillips
Register

† F.G. D. 24th June 1839
* Pro 15th April 1844

No 1766 To

The Sessions Judge of Honore

Conveying the sanction of the Superior Government for the employment by the Magistrate of Canara of an extra Police establishment at a Monthly expense of Rupees 79-8-0

16th November 1846 (Sent Usual letter No)

No 1769 To,

The Officiating Secretary to Government in the Judicial Department

Sir,

I am directed by the Judges of the Foujdaree

Foujdaree Diary 17th November 1846

Foujdaree Adalut to transmit to you to be laid before the Most Noble the Governor in Council the accompanying copy of a letter dated 24th September from the Subordinate Judge of Calicut and its enclosures relative to the construction of 6 new Carts and 50 wheelbarrows required for the use of the prisoners confined in the Zillah Jail at that station.

The Judges are of opinion that the observations offered by Mr Goodwyn in the 4th Para of his letter are deserving of consideration and since it appears that the establishment of artificers attached to the arsenal at Cannanore is insufficient to allow of the Carts being constructed there and that wood and labor is cheaper at Calicut than at Cannanore.

The Court of Foujdaree Adalut beg leave to recommend that sanction be granted for the construction of 6 Carts and 50 wheelbarrows by the Subordinate Judge of Calicut at the estimated aggregate cost of Rupees six hundred and sixty three Annas one and piece six (663-1-6) being 463-1-6 four hundred and sixty three annas one and piece six for the Carts and Two hundred and Rupees 200 for the wheelbarrows

17th November 1846 (Signed) H. D. Phillips
Register

To

N°1773. To

The Principal Sudr Ameen

of Vizagapatam

Stating that Military Board has been requested by Government to comply with his indent for articles required for the use of the Jail under his charge.

18th November 1846 / Sent Usual Letter N°/

N°1774. To,

The Governor's Agent at Kurnool

Communicating instructions to him to forward for trial before the Commissioner at Cuddapah the persons represented to have committed within the limits of that territory the murder of assisting the Poligar Narasimha Reddy.

18th November 1846 / Sent Usual Letter N°/

N°1775 N°186

To, The Officiating Secretary to Government

in the Judicial Depart.t

Sir

N°1782 To

The Sessions Judge

of Nellore

Sir,

In reply to your letter dated the 4th instant, I am desired to communicate the opinion of the Judges that no objection exists to your taking steps to ascertain the qualifications and reputability of the two Mahomedans not on the establishment of the Court, to whom your letter has reference,

&c

or to your directing their appearance at the office of this Court's Register, if satisfied that in regard to character they answer the description of persons referred to in Section III Regulation XI of 1802.

2. The Judges see no necessity for any extension of your enquiries respecting other qualified individuals of whom you have at present no information.

20th November 1846 (Signed) H. D. Phillips
Register

No 1791 To
The Sessions Judge
of Trichinopoly

Sir,

In reply to your letter under date the 12th Ultimo, requesting the instructions of the Court of Foujdaree Adalut regarding one Cattavery an insane female prisoner in this Criminal Cases on the file of the Principal Sudr Ameen and submitting copies of a correspondence which has taken place regarding the prisoner in question and of the opinion of the medical officer declaring her to be a fit

fit subject for confinement in the Lunatic Hospital at Madras

2 I am directed to intimate to you the opinion of the Court of Foujdaree Adalut that if the female referred to appear to be harmless you should adopt measures for restoring her to the charge of her friends the Judges of the Foujdaree Adalut being unwilling to sanction the removal to the Lunatic Asylum of persons whose insanity may be of such a nature as would not in any way render them dangerous to the community at large.

21st November 1846 (Signed) H. D. Phillips
Register

No 1792 To
The Principal Sudr Ameen
of Vizagapatam

Adverting to your communication dated the 10th September and 26th October last

reporting

reporting the safe arrival at Vizagapatam of 50 convicts transferred from the Jail of Chicacole and soliciting sanction for the temporary employment of two Extra prons in addition to the existing Jail establishment until the completion of the wall proposed to be erected round the Jail and the adjacent building

2 I am directed by the Judges of the Fouzdaree Adalut to request that you will state for their information whether any Military guard is now furnished to the Jail under your charge and if so to state why it cannot be increased to meet the present exigency

I have the honor &c

Your most Obedient Servant

21st November 1846 } (Signed) A J Abbuthnot

A. Asst to the Register

No 1796 To

The Acting Sessions Judge

of Cuddapah

Sir,

The half yearly Criminal Returns of your Court and of the Subordinate Judicial functionaries within your jurisdiction due for the 1st half of 1846 not having as yet been received, I am directed by the Court of Fouzdaree Adalut to request you will submit them without further delay, together with your proceedings thereon and other requisite papers.

23rd November 1846 (Signed) H. D. Phillips

Register

No 1797 To

The Principal Sudr Ameen

of Vizagapatam

1 In reply to your letter dated the 26th Ultimo on the subject of sinking well, I am desired to intimate that so far as regards the well proposed for the convenience of the Jail under your official charge the Judges of the Fouzdaree Adalut are aware of no objection to the adoption of the plan you have brought to their notice, but that as regards those

those prepared to be sunk in Cutral parts of the Town, they think it advisable you should submit the arrangement suggested for Consideration by the magistrate within whose province it more particularly fall.

2 In this view the Judges will await a further report before they resolve on applying to Government for the use of the apparation requisite for the construction of the intended for the Jail and required you will inform them of the result of your communication with the Magistrate of Vizagapatam.

23d. November 1846. (Signed) H. D. Phillips
Register

No. 1798. (No. 137.)

To
The Officiating Secretary to Government
in the Judicial Department

Sir

I am directed by the Judges of the Fouzdaree Udalut to submit for the consideration of the Most Noble the Governor in Council the accompanying copy of a Communication under date the 26th Ultimo from the Session Judge of Honore forwarding an application prepared in the usual

form for an increase in the sum of Rupees 5 to the salary of the Jailor attached to the Session Court at that station.

2 It will be observed that the Session Judges request is founded on the increase to the number of prisoners confined in the Jail at Honore which has been consequent on the establishment of a Civil and Session Court at that station and the discontinuance of the practice which obtained in the late Auxiliary Court at Honore of transferring to the Jail at Mangalore all Prisoners under sentence of imprisonment for periods exceeding one year.

3 In consideration therefore of the greater responsibility now devolving on the Jailor at Honore under the circumstances described the Court of Fouzdaree Udalut are of opinion that the Jailor has a just claim to be placed on the same footing as the Jailors of the other Zillah Jails, and they accordingly beg with respect to recommend that the Office he holds be raised in regard to its emoluments to the extent proposed by the Session Judge.

23d. November 1846. (Signed) H. D. Phillips
Register

No 1799 To

The Acting Magistrate
of Chingleput

Sir,

Adverting to Para 2 of the Circular letter from this Office under date the 27th October 1845, I am directed by the Judges of the Court of Foujdaree Udalut to return the statement of Contingent charges incurred by you in the 3d Quarter 1846 in order to the same being included in an annual statement, and submitted after the close of the Fusly, as directed in the Circular instructions above alluded to.

23d November 1846. (Signed) H.D. Phillips
Register

No 1800 To

The Sessions Judge
of Trichinopoly

Communicating sanction for the disbursement of Rupees 126-4- an instructing a shed for the protection during the rains of the convicts destined for employment in building the new Jail at Trichinopoly.

23d November 1846. (Sent Usual Letter No)

No 1801 To,

The Sessions Judge of Combaconum

Sir,

In reply to your letter dated the 10th Instant I am directed by the Judges of the Foujdaree Udalut to intimate that if you are satisfied of Mahomed Abeeboolah's respectability they see no objection to his presenting himself for examination by their Law officers under the provisions of act XXVII of 1836.

23d November 1846. (Signed) H.D. Phillips
Register

No 1808. To

The Acting Sessions Judge of Coimbatore

Sir,

In reply to your letter dated the 9th September last, urging a reconsideration by the Court of Foujdaree Udalut of their sentence upon the Prisoner in the case noted marginally;

No 25 of 1846. File of the Sessions Court of Coimbatore.

I am instructed to intimate that although the Court, as at present constituted, highly appreciate the motives which have induced you so earnestly to

to solicit a modification of the Orde original ma
on the Prisoner in question; yet that they do not
they would be justified in bringing under discu
and deliberation denovo the merits of a trial finall
and legally adjudicated by a competent authority
the main grounds assignable for respiting proceed
is the different view of the offences charged whi
has been taken by the authority referring the case
that with whom rests the responsibility of its
disposal.

24th November 1846. (Signed) H. D. Phillips
Registr

№ 1813. To

The Acting Sessions Judge of Calicut

for Communication to the Principal Sudder Amee
of Cochin.

Communicating sanction for the estimate
for repairing the windows of the Jail at Cochin amounti
to Rupees 64-10 6.

№ 1814. 25th November 1846. / Sent Usual letter №

To

The Acting Sessions Judge of Madura

Communicating order of Government
sanctioning the issue of instructions to the Sessions
Judge of Madura to insist the Jail at Tambaram
half

half yearly and to report upon its date and the
discipline therein maintained.

25th Novmber 1846. / Sent Usual letter №

№ 1815 To

The Sessions Judge of Cuddalore

Sir,

In reply to your letter of the 7th Instant
requesting to be informed with reference to Extract
from the Minutes of Consultation 20th October 1846 №
662 of the Item on which the security therein referr
to is to be required from John Dowling I am instruct
ed to convey to you the opinion of the Judges of the
Foujdaree Adalut that John Dowling should only
be released on his personal security for his future
good behaviour and appearance when required.

25th November 1846. (Signed) T. Clarke
Senior Deputy Registr

№ 139

№ 1816 To

The Officiating Secretary to Government
in the Judicial Department

Sir,

Adverting to Para 4 of the letter from
this Court under date the 22d June last, relative to
a proposed Act for reducing terms of imprisonment,
I am directed by the Judges of the Foujdaree Adalut
to

to transmit a General Statement of Prisoners confinement in the several Jails under the Presidency of Fort St. George on the 31st May 1846, shewing the periods of Imprisonment awarded to them.
25th November 1846. (Signed) H.D. Phillips
Register

(No 940.)

No 1823. To

The Officiating Secretary to Government
in the Judicial Department

Sir,

I am desired by the Judges of the Fouzdaree Udalut to report that the supply of the printed Statements of Crimes and punishments which was furnished to this Court on the 5th October 1844 having been expended in distribution from time to time to the Judicial and Magisterial functionaries in the Provinces, they beg to suggest that additional copies may be placed at their disposal, an application for a copy having been made by the Magistrate of Bellary with which the Court are unable to comply.

27th November 1846. (Signed) H.D. Phillips
Register

No 1824 To

The Subordinate Judge of Calicut

Communicating sanction for the construction of 6 Carts and 50 wheelbarrows for the use of the Calicut Jail and an observation that the charge for the construction of the Carts is double that for which they are made in other parts of the Country.

27th November 1846. (Sent Usual letter No)

No 1825 To

The Sessions Judge of Salem

Sir,

Adverting to an address dated the 16th January 1846 from the Subordinate Judge of Salem to the Magistrate of that District, which has reached the Court of Fouzdaree Udalut, regarding the conversion into a Jail, of a Bomb proof in the Fort at Salem; I am desired by the Judges to request you will, in Communication with the Subordinate Judge, submit your opinion as to the necessity for the proposed work.
27th November 1846. (Signed) H.D. Phillips
Register

No 1826 To

The Principal Sudr Ameen
of Trichinopoly

Adverting to your communication
dated

dated the 17.th Instant, I am desired by the Court of Fouzdaree Udalut with reference to their Circular Letter of the 25.th September 1843 to return the copies of Tamil Depositions given by the 10.th Witness in Case N.o 130 of 1846, by which it was accompanied in order, with reference to the rule laid down in the Sudr Udalut Circular Order dated 15.th March 1843, to its being translated by the Fouzdaree Translator attached to the Sessions Court.

2 The Judges further request you will adopt a similar arrangement on all occasions when forwarding to this Court papers of a Miscellaneous nature in Tamil.

27.th November 1846. (Signed.) H.D. Phillips
Register

N.o 1829 To N.o 1831

The Officiating Secretary to Government
in the Judicial Department

Sir,

I am directed by the Judges of the Fouzdaree Udalut to transmit to you to be laid before the Most Noble the Governor in Council the accompanying Copy of a letter dated the 31.st Ultimo from the Magistrate of Bellary, submitting for sanction

sanction on account particular of the Police establishment temporarily entertained in aid of the ordinary Police of the Bellary District for the suppression of the robberies prevalent in its frontier villages, during 6 months in the past Fusly 1255, under the sanction of Government accorded on the 12.th August 1845 for that purpose.-

2 The Judges of the Fouzdaree Udalut beg to recommend that the charges in question amounting to Rupees (2449 - 8 - 6) Two thousand four hundred and forty nine Annas eight and piece Six.-

28.th November 1846.- (Signed) H.D. Phillips
Register.

(N.o 1132)

N.o 1830. To

The Officiating Secretary to Government
in the Judicial Department

Sir,

I am directed by the Judges of the Fouzdaree Udalut to submit for the information of the Most Noble the Governor in Council the accompanying Copy of an Extract from the proceedings held by the Special Commissioner at

at Cuddapah under date the 16th Instant. &
directing the release of twelve Prisoners it appe
-ing to the Special Commissioner that there
no sufficient evidence forthcoming against
them to establish their guilt of the overacts,
or any of them declared by Section II Regulatio
VII of 1809 to constitute rebellion."

28th November 1846 (Signed) H. D. Phillips
Register

No. 1833. To

The Session Judges and Agents.

Sir

1 Adverting to a reference recently made
by a Session Judge regarding the liability to punish
-ment under the Mahomedan Law, of a person attemp
-ing to commit suicide;

2 I am desired by the Judges of the
Fouzdaree Adalut to intimate for your information
and for communication to the Judicial Officers having
Criminal powers within your jurisdiction, that on
a reference to their Law Officers the act of attempt
-ing to commit suicide was declared to be liable under
Mahomedan Law to Tazeer.

30th November 1846. (Signed) H. D. Phillips
Register

Circular

No. To

The Session Judges

Sir

1 Adverting to a recent application
from a Subordinate Judges for authority to purchase
iron and charcoal wherever required for the repair
of jitters, tools &c without in each instance obtaining
the Special Sanction of the Fouzdaree Adalut
for unimportant disbursements of that nature.

2 I am desired by the Judges of the Fouzdaree
Adalut to intimate for your information and communi
-cation to the Subordinate Judges (Principal Sudr Ame
within your jurisdiction, that in modification of the
practice which has obtained during the past two years
they have resolved to await as formerly the submission
of the annual Statment of Contingent Charges
and thereupon to scrutinize all sundry disbursements
which may have been made on account of the usual
periodical supplies for the use of a Jail or the Court
establishment and to recommend for sanction by
Government only such sums as may appear to
have been expended when a real necessity existed.

30th November 1846 (Signed) H. D. Phillips
Register

Foujdaree Diary 1st 2d 3d Decmber 1846.

N.1841 To,

The Session Judge of Cuddalore

Sir,

From the Sub. A. Asst Letter to the Register of the Fds dated 19th November 1846
From the Sub. A. of Chittoor to the Zillah Surgeon of Chittoor dated 16th Novemb. 1846
From the Zillah Surgeon to the Sub. A. of Chittoor dated 18th Nov. 1846

I am instructed by the Judges of the Foujdaree Adalut to transmit for your information and that of the Officer in Medical charge of the Jail at Cuddalore, copies of the communications noted marginally on the subject of the recent transfer of certain convicts to the Jail at Chittoor, regarding which the Judges request they may be favored with any observations it may occur to you on the Medical Officer to office.

1st 2d 3d December 1846

(Signed) W. D. Phillips
Register

N.1852 To,

The Special Commissioner of Cuddapah

Sir,

Adverting to your letter dated the 12th Ultimo suggesting under circumstances stated, the issue of certain instructions to the Acting Magistrate of Cuddapah, regarding the committment of individuals concerned in the late disturbances in the District of Cuddapah;- I am desired by the Judges of the Foujdaree Adalut to annex for your information a transcript of the paper noted marginally, the communication of which to the Acting

Cor. Mis. of Con dated 26th July 1837 N.1687

Magistrate

Foujdaree Diary 2nd to 4th Decmber 1846

Magistrate seems to them to be calculated to obviate the inconveniences likely to arise from the transmission to your Court of the large number of individuals under examination before the Magestracy.

2d Decmber 1846. (Signed) H. D. Phillipps

Register

(No 143)

No 1853 To,

The Officiating Secretary to Government
in the Judicial Depart.

Sir,

1 I am directed by the Judges of the Foujdaree Udalut to state for the information of the Most Noble the Governor in Council, that they have deemed it necessary to consider whether the law, as it now stands, authorizes the transmission of the several Criminal reports direct to their Court as at present instead of to the local Sessions Judges by whom they ought, in the first place, to receive the scrutiny formerly delegated to and performed by the old Circuit Courts.

2 The Judges are satisfied that the law does not sanction the observance of the practice now in existence and that a return to the former rule is necessary.

3 The Judges of the Foujdaree Udalut are clearly of opinion not only that the interests of parties resorting to the Criminal Courts will be by this arrangement best consulted, but the intent and object had in view by the introduction of the Judicial System legalized under act VII of 1843 which provides within the limits of each Zillah, an accessible, sufficient, and complete remedy for any injustice suffered by the orders or sentences of Tribunals holding jurisdiction inferior to that of the Sessions Judges, be more fully carried out.

For this end, I am desired by the Judges

4 of the Foujdaree Udalut to report their intention to cancel the Circular Order noted marginally and C.C. No 140 to require the future transmission of the monthly Criminal Reports through the Session Judges, in conformity with the practice which prevailed before the issue of Circular Order No 140.

5 But they are of opinion that the statement No V in its present and altered form may be dispensed with and in lieu thereof, they request the authority of Government with reference to section II Regulation IX of 1828, to substitute a report in the accompanying form which they propose shall be furnished to the Session Judges by the Criminal Judges and Magistrates

Magistrates Acting under Section XIV Act VII within their jurisdiction regarding every Case of in their Courts and within 24 hours after has been passed. It will be the duty of the Judges to review these Reports under the rules Force; and the Judges of the Fouzdaree Adalut that it will be sufficient to require the Sudder Dewan to themselves of Copies of only those Cases entered in the Reports which may have elicited remarks in the Sessions Courts, together with the Copies of their remarks.

I am further desired by the Judges to state that they deserve to receive the Reports the appendix to Regulation X of 1816 in the annexed forms to be marked A embracing all Cases in the sentences passed in each by the Criminal during the month and purpose that it be submitted to them by those Officers under whose cognizance it will be in the power of the Fouzdaree Adalut to ascertain whether the sentences passed in the Criminal Courts are those which the prescribes for the offences charged and if any doubts arises what the proceedings that

Fouzdaree Diary 4th December 1846.

I am directed by the Judges of the Fouzdaree Adalut to state that if any Cases have been taken in the Sessions Courts do not clear up or remove, it will remain for the Fouzdaree Adalut to call for such further explanation as may be deemed requisite. I am therefore instructed by the Judges of the Fouzdaree Adalut to solicit, under Section II Regulation IX of 1828, the sanction of the Government for now requiring the submission of Report No V in the manner and in the Form above stated.

4th December 1846.

Signed H. D. Phillipps
Register

Form A

Report of Persons apprehended in Zillah — and delivered to the — Judges the — of the Month of

No of the Case	Names of the Prisoners	Abstract of the Crime or charge	Date of appearing before the Judge	Date of arrival	Reasons for punishment for release, or date of Commitment	Explanation of delay and remarks, &c.

Signed H. D. Phillipps
Register

Mems

№1853

Memo:

3 Dozens of the Printed Calendars forwarded to the Sessions Judge of Tinnevelly with reference to his Official Memorandum dated the 2d Ultimo.

By Order of the Court of Foujdaree Adalut

4th December 1846

(Signed) H. D. Phillips

Register

№1858 To,

The Sessions Judges and Agents.

Sir,

I am desired by the Judges of the Foujdaree Adalut to request that on all occasions of the reference for final orders by this Court of persons in which the prisoner concerned is charged with homicide, you will distinctly specify the character of the homicide of which you may consider the Prisoner convicted.

5th December 1846

(Signed) T. Clarke

Asst Depy Register

№1859 To,

№1846

The Officiating Secretary to Government in the Judicial Department

Sir,

I am directed by the Judges of the Foujdaree Adalut to forward for the consideration of the Most Noble the Governor in Council the accompanying copy of a Communication under date the 10th Ultimo from the Subordinate Judge of Rajahmundry requesting permission to remove the Granery attached to the Jail under his charge.

2. Adverting to the extremely dilapidated state of the building referred to, as shown in the Subordinate Judge's letter the Court of the Foujdaree Adalut beg to recommend that the sanction of Government be accorded for its removal and for the disposal of the materials in the manner suggested.

5th December 1846. (Signed) H. D. Phillips

Register

Memo:

№1846a

Returned to the Acting Sessions Judge of Coimbatore in view to the required trading and endorsement being affixed in the Office of the Sessions Judge.

By Order of the Court of Foujdaree Adalt.

(Signed) T. Clarke

7th December 1846. Asst Depy Register

To.

No 1871 To,

The Acting Sessions Judge
of Cuddapah

Sir,

The Judges of the Foujdaree Udalut being desirous to ascertain the opinion of their Law Officer in points connected with the finding of the Mahomedan Law Officer of the Session Court in Calendar in Case No. 65 of 1846 in your file, I am directed to request you will be pleased to transmit copy of his original Persian Futwah in the above mentioned case, and of the subsequent questions propounded to him and his replies thereto.

8th Decmber 1846. (Signed) H. D. Phillips
Register

No 1882 To,

The Special Commissioner
at Cuddapah

Sir,

I am reply to your letter dated the 20th Ultimo submitting for orders by the Court of Foujdaree Udalut a question raised by the Acting Magistrate of Cuddapah in regard to the extent of evidence which in certain cases should be considered sufficient for committal in the event of non confession.

I am

2d I am desired to communicate the opinion of the Judges of the Foujdaree Udalut that it is impracticable to frame any general rules defining what is and what is not sufficient evidence and to state that they consider each case should be decided on its individual merits.

3 With respect to the insertion of the names of accused parties in certain lists furnished by the head of Villages, the Court consider the view which you have taken of it correct.

4 As regards the charges against the two individuals alluded to in the 3d and 4th paras: of your letter, the Judges are of opinion that the offence imputed to them should be tried and disposed of before they are put upon their oath to give evidence against others charged with the same crime.

5 I am desired to add that the Judges agree with you in opinion that sufficient cause is not shown by the Acting Magistrate for his request that the reference under reply should come before the Foujdaree Udalut.

10th Decmber 1846. (Signed) H. D. Phillips
Register

Memo.

Foujdaree Diary 11th December 1846

No. 1886. Memo.

Returned to the Joint Magistrate in charge at Tanjore, in view to the required heading and endorsement being affixed in the Magistrate's office.

By Order of the Court of Foujdaree Udalut
11th December 1846. (Signed) H. D. Phillips
Register

No. 1895. To,

The Acting Subordinate Judge of Cuddapah.

Foujdaree Diary 14th December 1846.

No. 1906. To,

The Subordinate Judge of Chittoor

Sir,

Adverting to your communication under date the 27th Ultimo, forwarding for sanction a statement of Charges incurred by the Superintendent of Police at Vellore in the purchase of Iron and Coal for making and repairing fetters for the use of Convicts, I am directed by the Judges of the Foujdaree Udalut to call your attention to their Circular letter of the 30th Ultimo regarding the course to be observed in future submission of Contingent charges of the above nature for sanction by the Court.

14th December 1846. (Signed) H. D. Phillips
Register

No. 1907 To,

The Magistrate of Bellary

Communicating sanction for the charges incurred by the entertainment of certain extra peons in the District of Bellary amounting to Rupees 2449-8-6.

14th December 1846. (Sent Usual letter No.)

To.

No. 1886. Memo.

Returned to the Joint Magistrate in charge at Tanjore, in view to the required heading and endorsement being affixed in the Magistrate's office.

By Order of the Court of Foujdaree Udalut
11th December 1846. (Signed) W. D. Phillips
Register

No. 1895. To,

The Acting Subordinate Judge of Cuddapah.

No. 1906. To,

The Subordinate Judge of Chittoor

Sir,

Adverting to your communication under date the 27th Ultimo, forwarding for sanction a statement of charges incurred by the Superintendent of Police at Vellore in the purchase of Iron and Coal for making and repairing fetters for the use of Convicts, I am directed by the Judges of the Foujdaree Udalut to call your attention to their Circular letter of the 30th Ultimo regarding the course to be observed in future in submissions of Contingent charges of the above nature for sanction by this Court.

14th December 1846. (Signed) W. D. Phillips
Register

No. 1907 To,

The Magistrate of Bellary

Communicating sanction for the charges incurred by the entertainment of certain extra peons in the District of Bellary amounting to Rupees 2449-8-6.

14th December 1846. (Sent Usual letter No.)

To.

No.1908. To,

The Officiating Sessions Judge
of Chingleput.

Sir,

Adverting to your letter dated the 17.th Ultimo, I am directed by the Judges of the Foujdaree Adalut to state that it appears to them necessary they should be informed of the exact age of Syed Abdool Syash Golam Yahya Nakary before they pass any orders regarding his examination by their Law Officers under the provisions of Act XXVII of 1836.

14.th December 1846. (Signed) H. D. Phillips
Register

No.1918. To,

The Officiating Session Judge
of Chingleput.

Sir,

In reply to your letter dated the 24.th Ultimo on the subject of arrangement for the completion of a portion of the road leading from Chingleput to Trichinopoly, I am desired to request the request of the Judges of the Foujdaree Adalut that under the circumstances stated they do not feel themselves qualified in recommending any increase to the Chingleput Jail establishment if

it appearing to them that no difficulty should be experienced in rendering available for the purpose required the guards who are now with the gangs of Convicts who are about to be with drawn from the road between Chingleput and Madras.

15.th December 1846. (Signed) H. D. Phillips
Register

No.1919. To,

The Principal Sudr Ameen
of Vizagapatam

In reply to your letter dated 27.th Ultimo, I am desired to communicate the opinion of the Judges that before replying to their requisition of the previous 21.st you should have obtained information from the proper Military authorities as to whether an addition to the Sepoy guard supplied for the Jail could or could not have been furnished and accordingly to request you will now do so.

15.th December 1846 (Signed) H. D Phillips
Register

No.1920 To,

The Session Judges.

Sir,

In order to an assimilation of practice, I am desired by the Judges of the Foujdaree Adalut

Udalut to request you will require that in the Calendars of Cases committed to you for trial the designation of the Crimes charged be entered at the heading of the 3d Column of the Calendars in the manner
No 168. indicated by the Circular Order noted marginally as respects the Monthly Criminal Report.

16th December 1846.

(Signed) H. D. Phillips
Register

No 1922. Memorandum

4 Printed forms of the Half yearly Criminal Statement No 1
4 Do of the Do Do 2
4 Do of the Do Do 3
4 Do of the Do Do 4

Forwarded to the Acting Sessions Judge of Cuddapah with reference to his letter dated the 5th Instant.

By order of the Court of Fouydaree Udalut
17th December 1846.

(Signed) T. H. Davidson
Register

No 1923. Memo.

30 Sheets of the Printed Calendars forwarded to the Sessions Judge of Salem with reference to his letter dated the 28th Ultimo.

By order of the Court of Fouydaree Udalut.
17th December 1846.

(Signed) T. H. Davidson
Register
Memo

No 1924 Memorandum

4 Printed forms of the Half yearly Criminal Statement No 1
4 Do of the Do Do 2

Forwarded to the Magistrate of Coimbatore with reference to his letter dated the 9th Instant

By order of the Court of Fouydaree Udalut
17th December 1846

(Signed) T. H. Davidson
Register

No 1925 To,

The Joint Magistrate of Cotacamund

Communicating the authority of Government to the Civil Auditor to admit the Charge retrenched from the accounts of the Collector of Malabar for Fusly 1253.

18th December 1846. (Sent Usual letter No)

No 1926 To

The Subordinate Judge of Rajahmundry.

Communicating authority for the removal of the Granary attached to the Jail at Rajahmundry and the disposal of the materials in the manner suggested by him.

18th December 1846. (Sent Usual letter No)

To,

No 146

No 1927 To,

The Officiating Secretary to Government
in the Judicial Department

Sir,

Adverting Extract from the Minutes of Consultation under date the 29th September last No 581 requesting the Judges of the Foujdaree Udalut to report in regard to the case of Vasoorava Moochi-latya, a Prisoner in the Zillah Jail of Mangalore whether he be a fit object for pardon or not; I am instructed to State, that in order to submitting their opinion the Judges desire to be furnished with the transcript of proceedings held on the trial of the individual referred to, which is believed now to be in the office of the Government Secretariat and accordingly to request that orders may be issued for its transmission to the office of their Register.

19th Decrmber 1846 (Signed) T. H. Davidson
Register

No 1928 To,

The Officiating Sessions Judge
of Coimbatore

Communicating Sanction of Government for the estimate amounting to Rupees 2,409-16-11 for Sundry improvements to the Jail at Coimbatore.

19th Decrmber 1846. (Sent Usual Letter No)

No 1935 To,

The Magistrate of Guntoor

Sir,

Adverting to the Circular Letter from this Office under date the 14th September last, I am directed by the Judges of the Foujdaree Udalut to request that you will furnish without delay a duplicate Copy of the Statment shewing the amount of Batta to convicts and extra Chargres incurred without estimate for Fusly 1255 in the Magistrate Department in the Zillah of Guntoor and of its enclosures which were forwarded by you to this Court under date the 23d November 1846.

21st Decrmber 1846 (Signed) T. H. Davidson
Register

No 1936 To,

The Agent to the Governor of Fort St. George
in the District of
Vizagapatam

Sir,

I am directed by the Court of Foujdaree Udalut to return the Statment No 2 of Crimes and misdemeanors for the 1st half of 1846, in view to the insertion therein of one case with one prisoner Charged with the crime of Subornation of perjury or Forgery and entered in Column 21 of the Statment for

the

for the preceding half year as not disposed of, the
of which there is no corresponding entry in the
Statement under review.

21st December 1846. (Signed) S. H. Davidson
Register.

No 1937

Memorandum

12 Printed forms of the Statement created, under
Regulation X of 1832.

4 Do. of the Statement shewing the number of persons sen Confine
of the Half yearly Criminal Statements hereto
Forwarded to the Acting Subordinate
Judge of Mangalore, with reference to his letter dated
12th Instant.

By Order of the Court of Foujdaree Udalut
21st December 1846. (Signed) S. H. Davidson
Register

No 1938 To,

The Acting Subordinate Judge
of Mangalore

Sir,

In reply to your communication under
date the 28th Ultimo requesting authority to indent
for a certain number of Manacles &c. for the use of
the Prisoners, on the Deputy Commissary of Stores
at

at Cannanore, thro the Magistrate of Canara; I am
desired by the Judges of the Foujdaree Udalut to
state that on your submitting the required indent
in the usual form, arrangements will be made in
this office for its transmission to the proper authority
at the Presidency, in order to the necessary sanction
being there procured.

21st December 1846. (Signed) S. H. Davidson
Register

No 1939 To, The Agent to the Governor of Fort St George
in the District of Ganjam

Sir,

I am directed by the Court of Foujdaree
Udalut to return the statement No 2 of Crimes
and Misdemeanors for the 1st half of 1846,
as the aggregate of persons in Columns 9, 11 and
12 does not correspond with the total in Column
8, and to request that you will retransmit
the statement duly amended without delay.

(Signed) S. H. Davidson
21st December 1846 Register

No 148.)

No 1961 To,

The Officiating Secretary to Government

Recommending for Sanction of Duplicates
and

at Cannanore, thro the Magistrate of Canara; I am
desired by the Judges of the Foujdaree Udalut to
state that on your submitting the required indent
in the usual form, arrangements will be made in
this office for its transmission to the proper authority
at the Presidency, in order to the necessary sanction
being there procured.

21st December 1846. (Signed) S. H. Davidson
Register

No 1939 To, The Agent to the Governor of Fort St George
in the District of Ganjam

Sir,

I am directed by the Court of Foujdaree
Udalut to return the statement No 2 of Crimes
and Misdemeanors for the 1st half of 1846,
as the aggregate of persons in Columns 9, 11 and
12. does not correspond with the total in Column
8, and to request that you will retransmit
the statement duly amended without delay.

(Signed) S. H. Davidson
21st December 1846 Register

No 1148.)

No 1940 To, The Officiating Secretary to Government

Recommending for Sanction of Duplicate
and

for the preceding half year as not displayed, of
No 1937 which there is no corresponding entry in the
Statement under review.

21st December 1846. (Signed) S. H. Davidson
Register

Memorandum

12 Printed forms of the Statement created, under
Regulation X of 1832.

4 Do of the Statement shewing the number of
persons in Confinement

4 Do of the Half yearly Criminal Statement
Forwarded to the Acting Subordinate
Judge of Mangalore with reference to his letter dated
12th Instant.

By Order of the Court of Foujdaree Udalut
21st December 1846. (Signed) S. H. Davidson
Register

No 1938 To,

The Acting Subordinate Judge
of Mangalore

No

Sir,

In reply to your communication under
date the 28th Ultimo requesting authority to indent
for a certain number of Manuals &c for the use of
the Prisoners, on the Deputy Commissary of Stores
at

and Triplicate Indents for tools furnished for the use of prisoners engaged on public works at Chillicherry

22d December 1846 / Sent Usual letter No /

No 1961.

To,

The Sessions Judge of Rajahmundry

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter dated the 9th October last submitting your opinion with the grounds thereof regarding the necessity of certain alterations proposed to be made in the Jail at Rajahmundry.

2. The Judges entirely agree with you that the proposed alterations in the location of the guard-room is not necessary and they occur with you in opinion that no real benefit would be gained by the erection of Extra roofs to the Bomproof brick Cells the cost of which is estimated to exceed 800 Rupees.

3. The Court however are not satisfied as to the utility or desirableness of enclosing the yards to be attached to the solitary Cells - although without such an arrangement there might be difficulty in maintaining a perfect System of solitary Confinement the Cells it appears to the Court afford sufficient means of enforcing this kind of punishment to such an extent as shall answer all practicall purposes.

23d December 1846 / Signed J Clarke Lieut 4th Regt To

No 1949

No 1962

To,

The Officiating Secretary to Government in the Judicial Department

Sir,

I am directed by the Court of Foujdaree Udalut to transmit to be laid before the Most Noble the Governor in Council, the accompanying Copy of a letter from the Joint Magistrate of Cotacamond, requesting sanction for the sum of Rupees (228-5-5) two hundred and twenty eight annas five and pice five, disbursed on account of subsistence of the Convicts transferred

12th Nov 1846

from the Jail at Salem and stationed on the Neilgherry Hills from June 1843 to May 1844 or Fusly 1253.

2 The Judges beg leave to recommend that the sanction of Government be granted to the charges in question, amounting to Rupees 228-5-5 two hundred and twenty eight annas five and pice five.

23d December 1846 (Signed) J. H. Davidson Register

No 1966.

To,

The Subordinate Judge of Salem

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 8th Instant and to communicate to you their authority

authority for the transfer of 100 one hundred Convicts from the Jail under your charge to that of this Zillah of Chittoor.

24th December 1846. (Signed) T. H. Davidson
Register

The same Copy sent to the Zillah Judge of Chittoor.

No. 1966 To,

The Head Assistant Magistrate
in Charge of Chingleput

Sir,

I am directed by the Judges of the Foujdaree Adalut to request you will report for their information whether the prisoner "Michael Hill" in the report of Cases tried by the Magistracy of Chingleput in the Month of November under Section LIV of Act VII of 1843 is an European.

24th December 1846 (Signed) T. H. Davidson
Register

No. 150.

No. 1967 To,

The Officiating Secretary to Government
in the Judicial Department

Sir,

With reference to the letter from this Office dated the 11th Ultimo, I am directed by the Court of

of Foujdaree Adalut to report for the information of the Most Noble the Governor in Council that the number of Convicts in the Jail at Chingleput awaiting execution of their sentences of transportation amounts to fourteen.

The names of the additional Convicts are

Coomban Moonda,
Goontusitty Pedda Nagroo,
Goontesetty Ramaroo,
Banka Naugaroo, and
Vaelandum.

24th December 1846. (Signed) T. H. Davidson
Register

No. 152.

No. 1974 To

The Officiating Secretary to Government
in the Judicial Department

Sir,

Adverting to the order of Government dated the 21st Instant No. 816 requesting this Court to expedite their reply to the reference contained in an order of Government of the date noted marginally, I am directed by the Judges of the Foujdaree Adalut to state that their reply to the reference in question was communicated in their Registers letter to Government under

29th Septr 1846 No. 585

under date the 12th October last.

28th December 1846 Signed L. H. Davidson

Register