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File J/34 'Correspondence with Defence Office on Judicial Matters'

Holding Institution	British Library: India Office Records and Private Papers
Reference	IOR/R/15/2/1954
Date(s)	9 Nov 1941-22 Aug 1944 (CE, Gregorian)
Written in	English in Latin
Extent and Format	1 file (12 folios)
Copyright for document	Open Government Licence



About this record

This file contains correspondence regarding the jurisdiction of military staff to imprison or detain military personnel in civil prisons. Several folios in the middle of the file (4-9) pertain to one such case in Bahrain with regards to soldiers from the Indian Army stationed at Bahrain during 1941.

File J/34 'Correspondence with Defence Office on Judicial Matters' [front]
(1/24)

File No. ~~44/6~~ ①

J34

CORRESPONDENCE WITH DEFENCE OFFICER ON JUDICIAL MATTERS

IOR:R/15/2/1954

Serial Nos.

Subject.

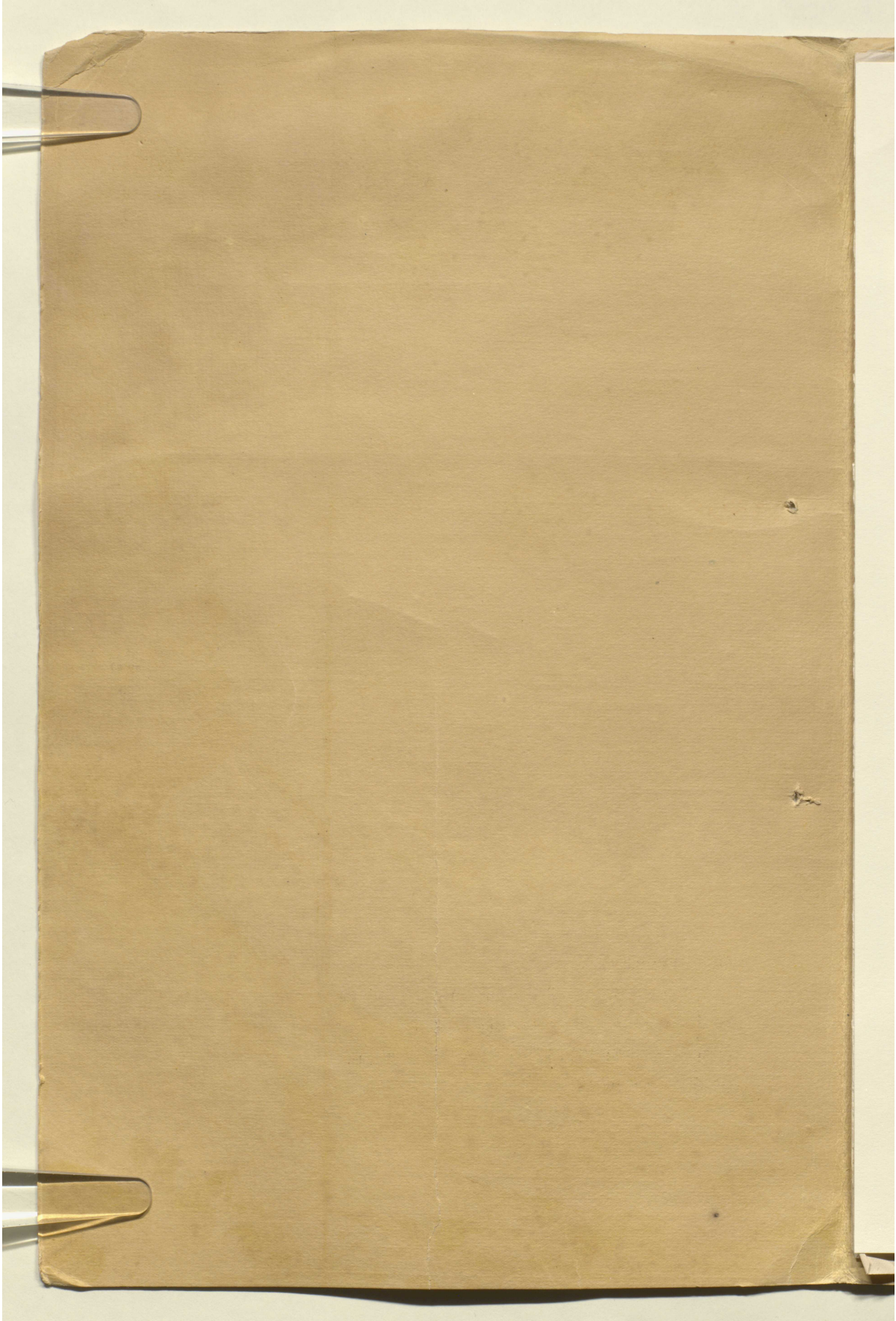
*Correspondence with defence officer on
on judicial matters*

Previous References. Later References.

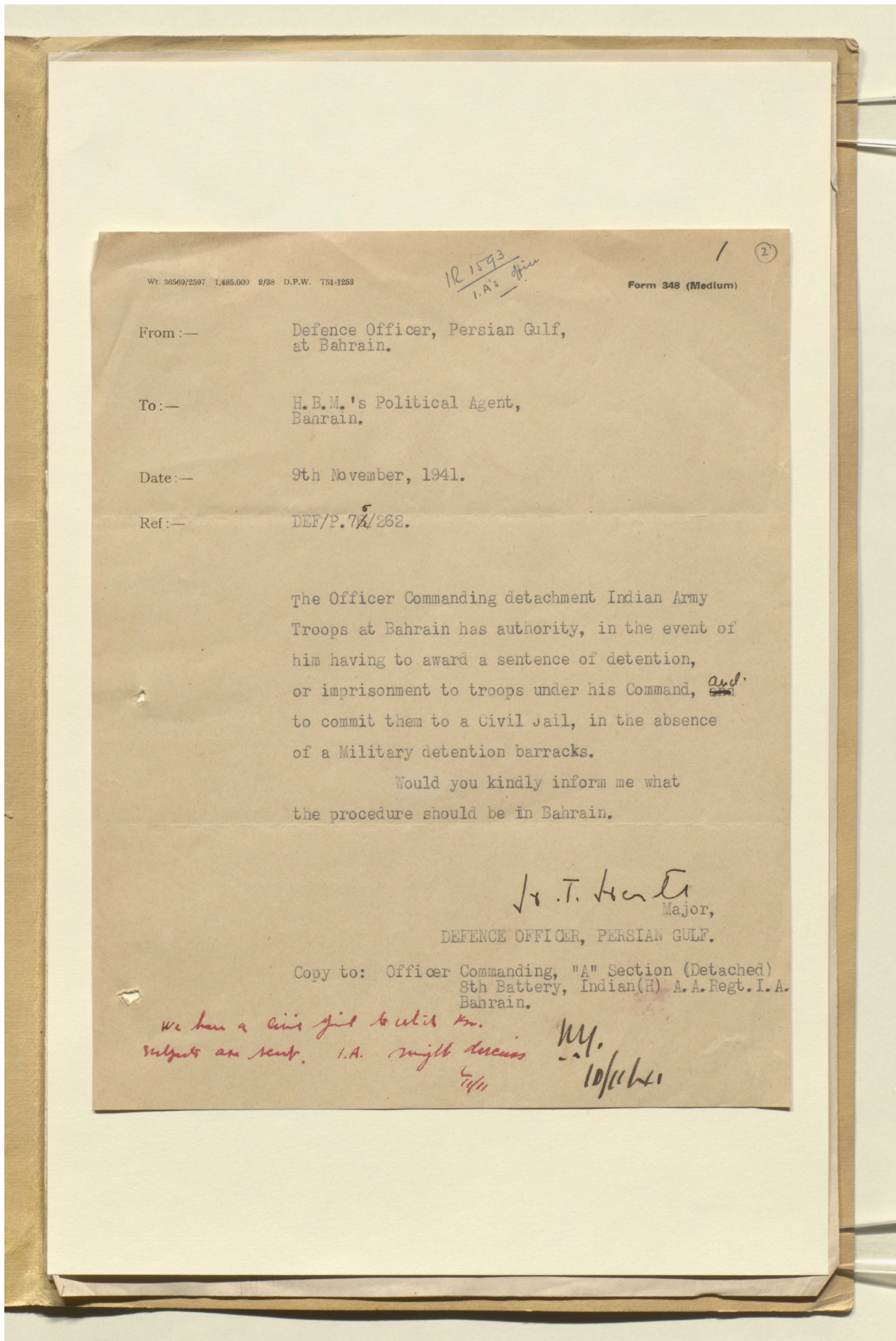
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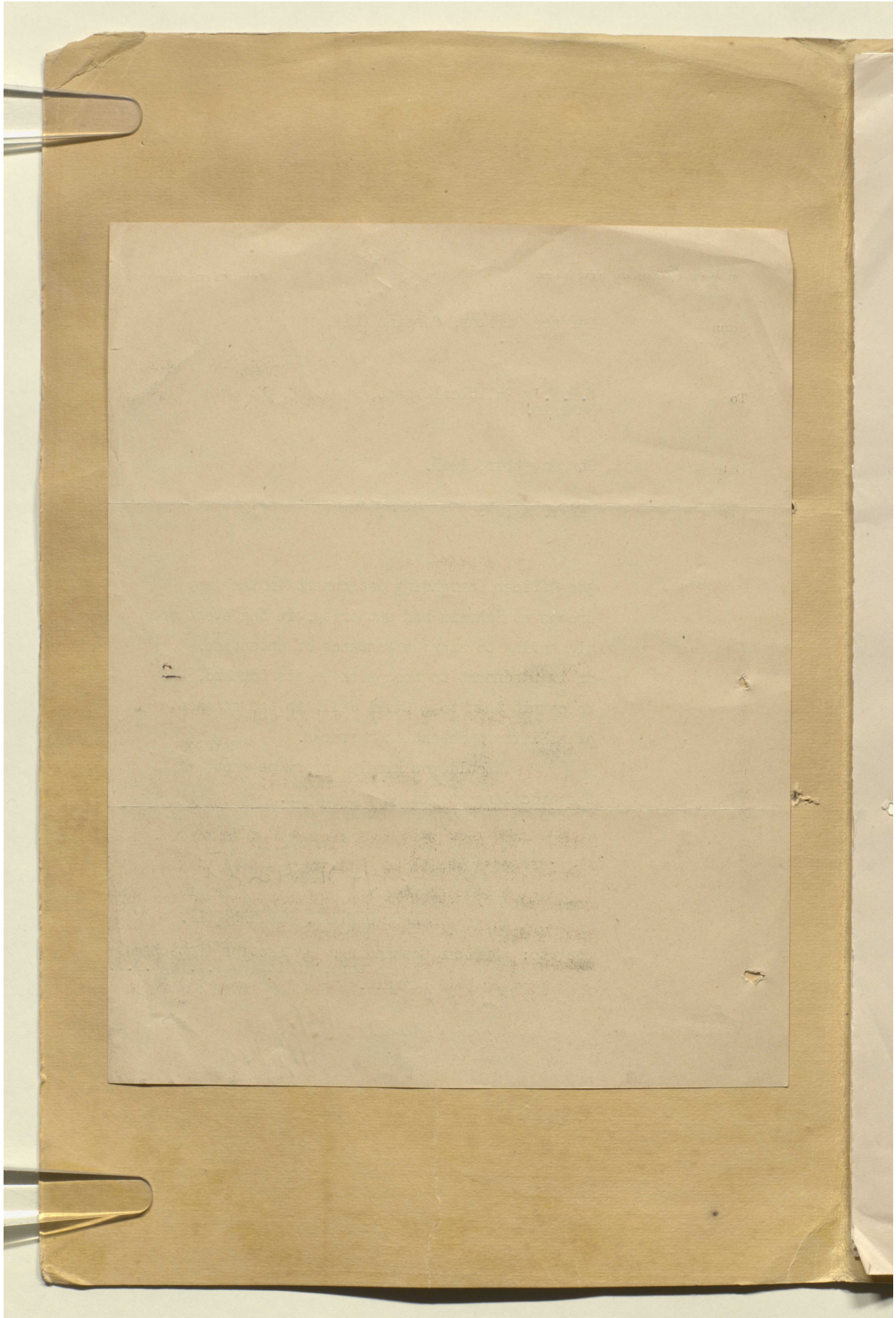
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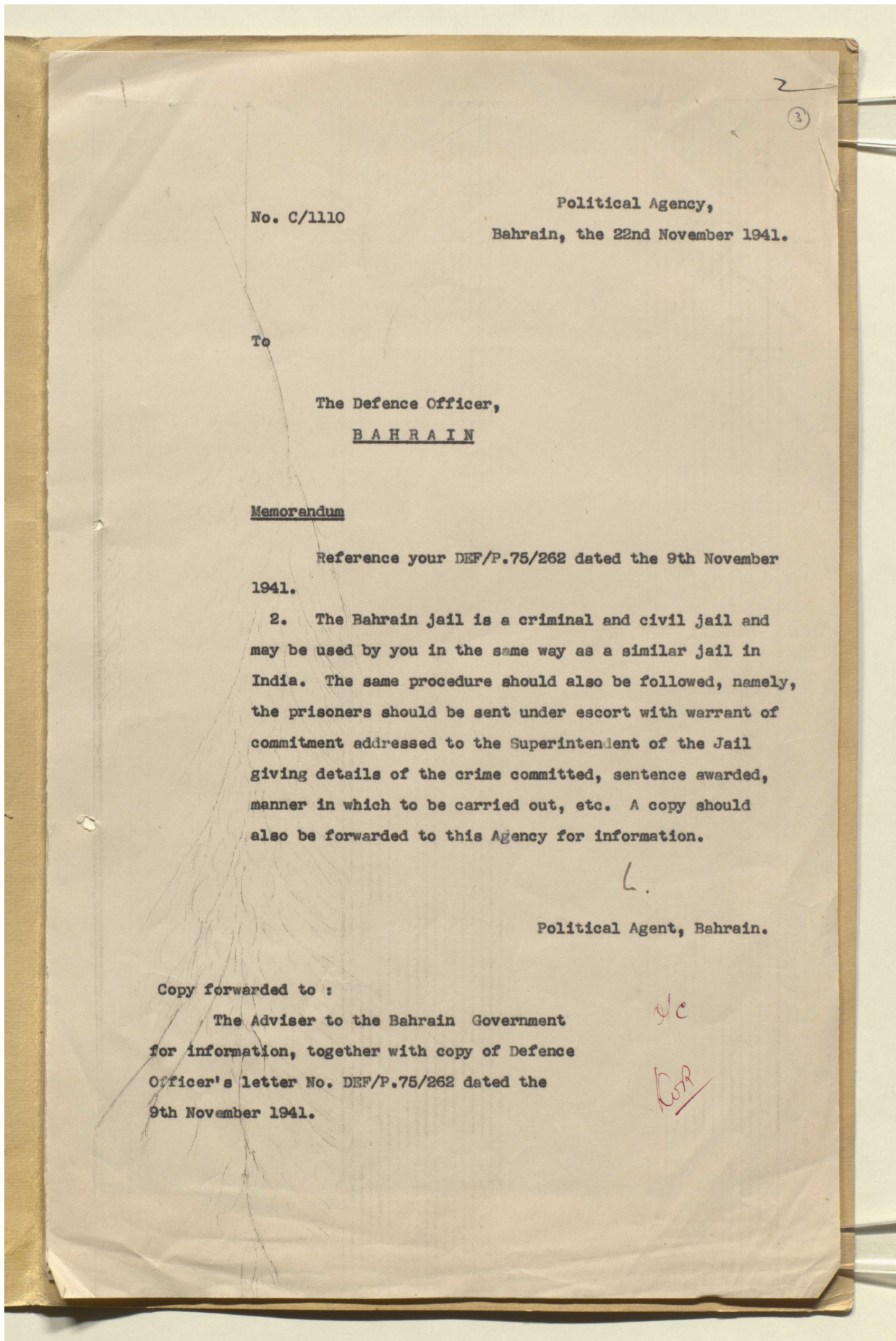
S. 97.
MGIPC-87-870 (S&E); MFP-(M.801)-1-10-30-60,000.



File J/34 'Correspondence with Defence Office on Judicial Matters' [2r] (3/24)







No. C/1110

Political Agency,
Bahrain, the 22nd November 1941.

To

The Defence Officer,
BAHRAIN

Memorandum

Reference your DEF/P.75/262 dated the 9th November 1941.

2. The Bahrain jail is a criminal and civil jail and may be used by you in the same way as a similar jail in India. The same procedure should also be followed, namely, the prisoners should be sent under escort with warrant of commitment addressed to the Superintendent of the Jail giving details of the crime committed, sentence awarded, manner in which to be carried out, etc. A copy should also be forwarded to this Agency for information.

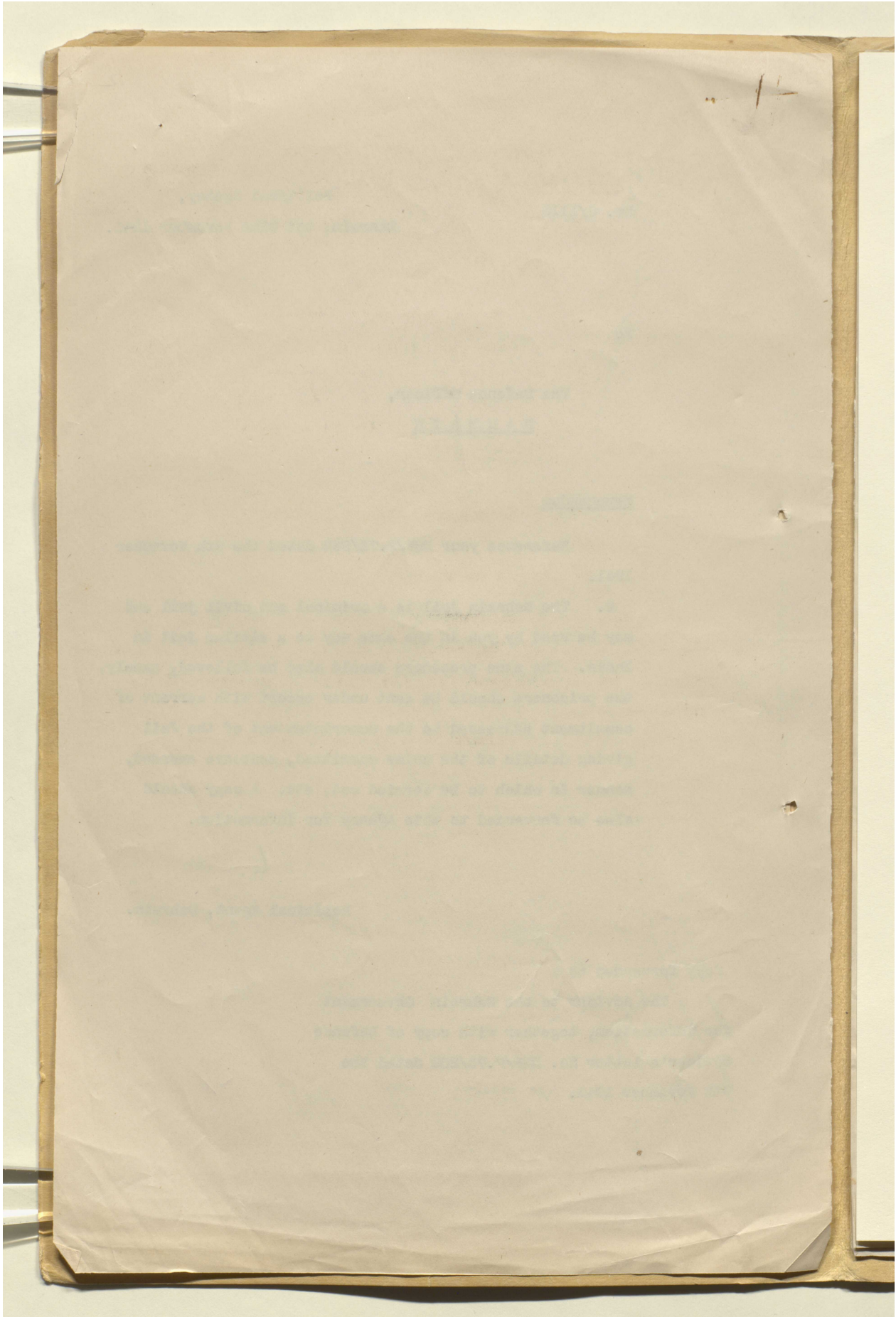
L.
Political Agent, Bahrain.

Copy forwarded to :

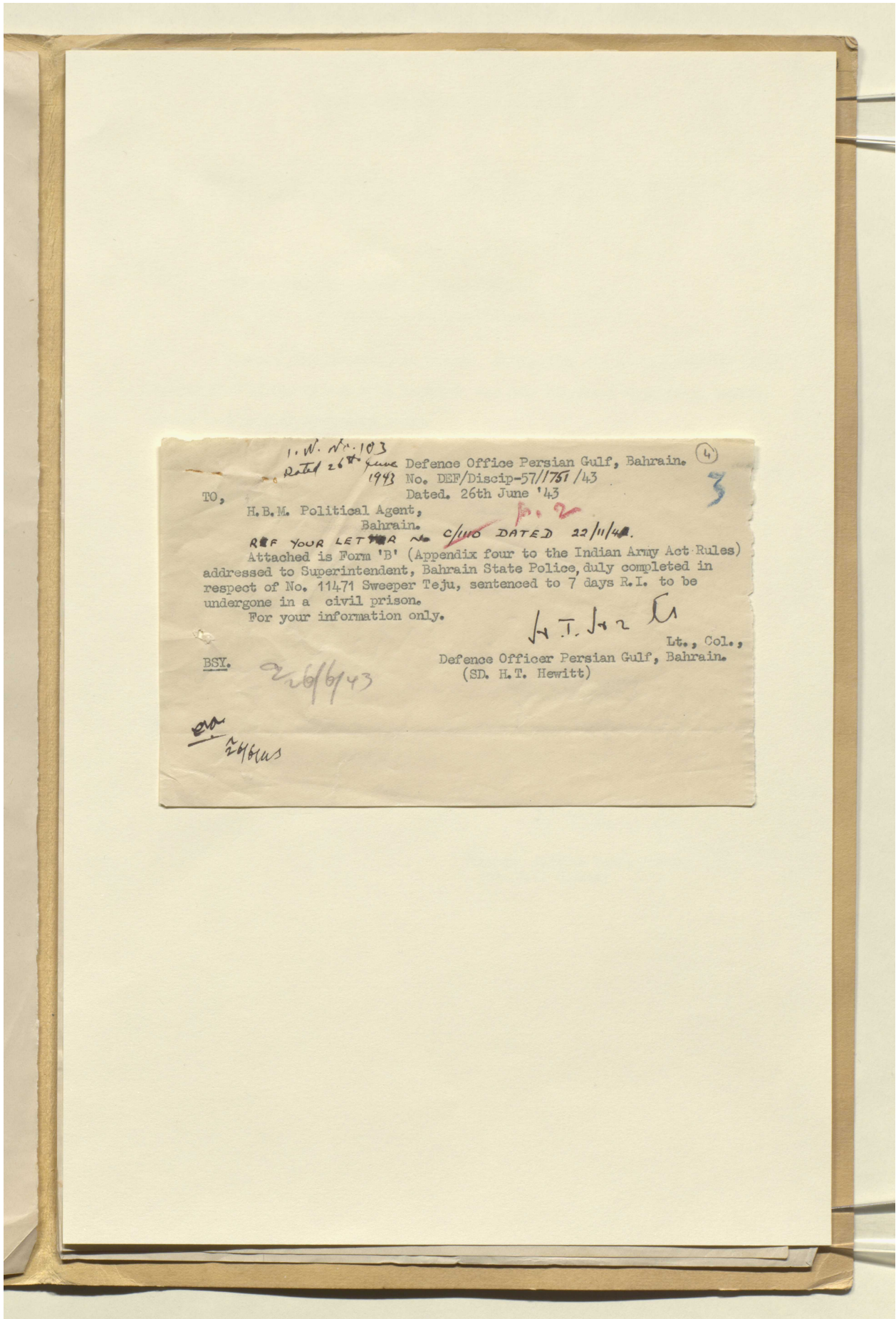
The Adviser to the Bahrain Government
for information, together with copy of Defence
Officer's letter No. DEF/P.75/262 dated the
9th November 1941.

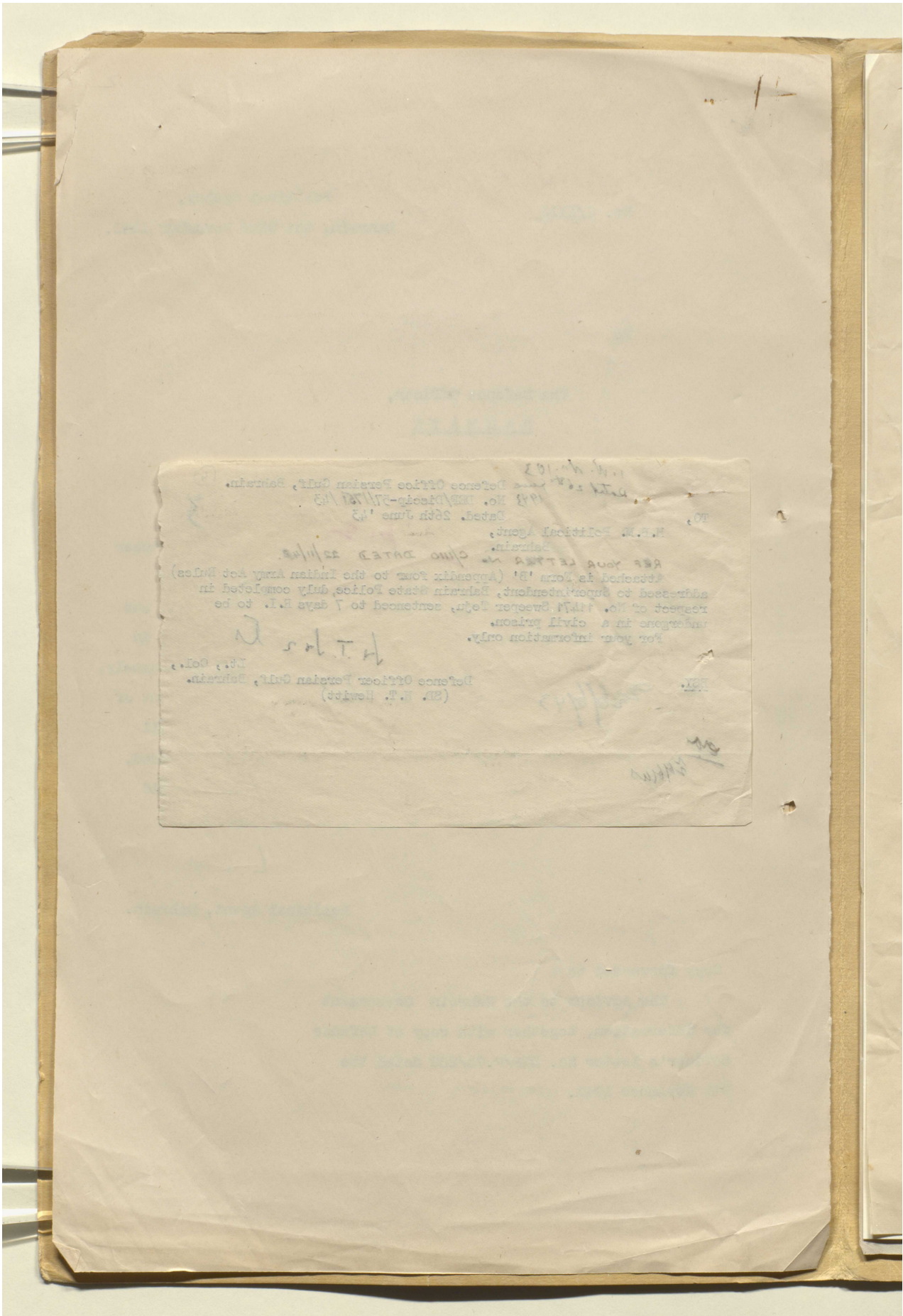
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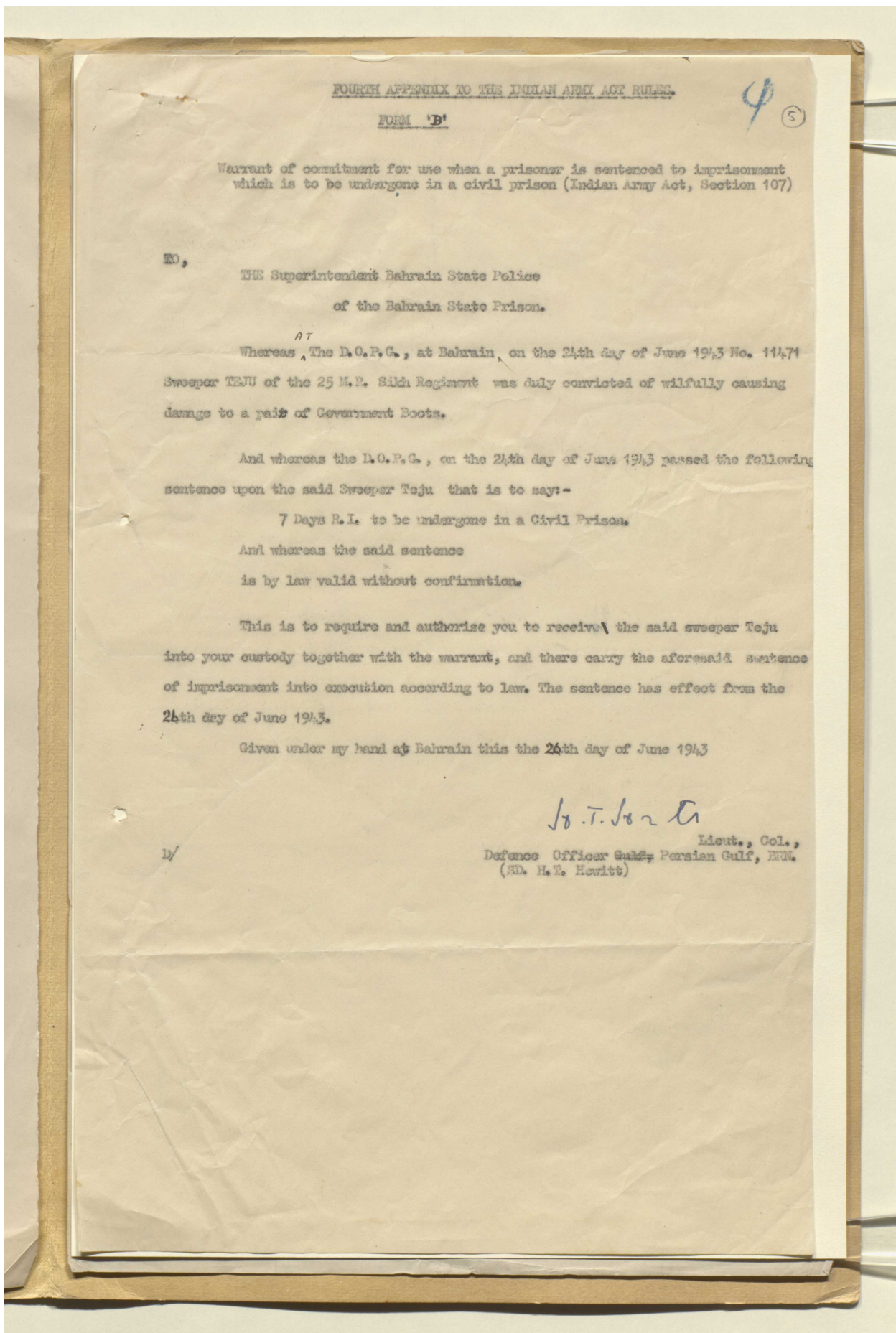
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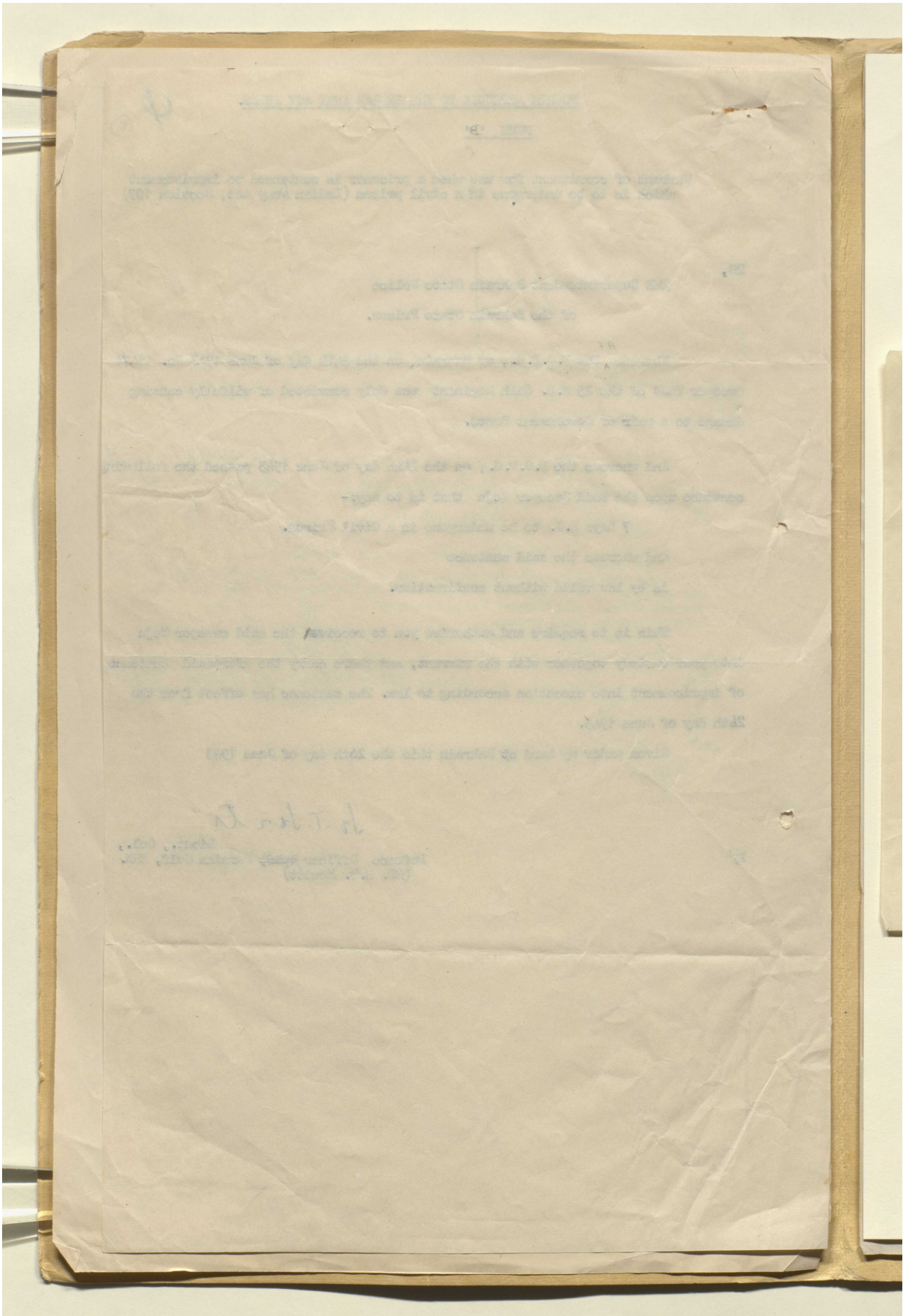


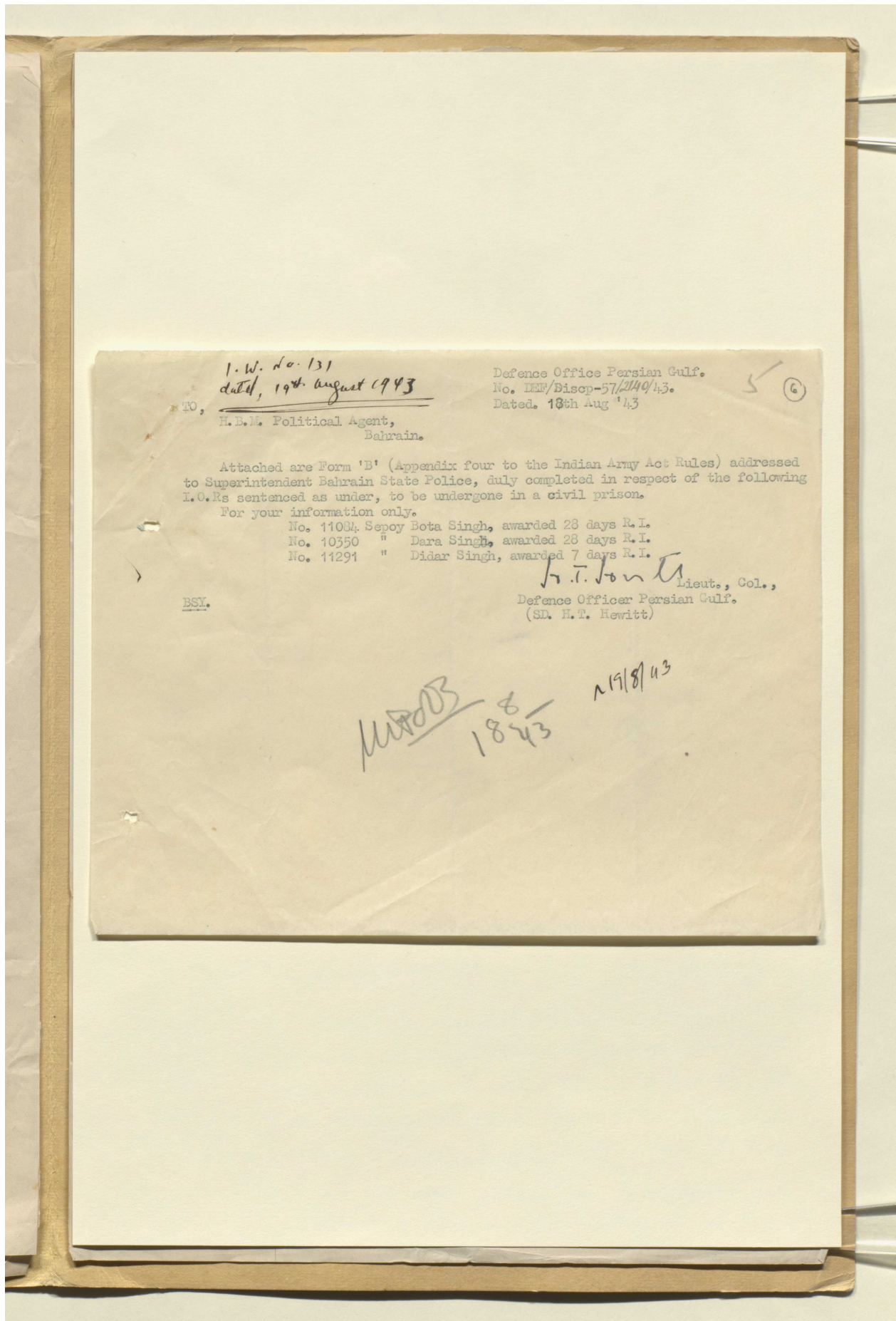
File J/34 'Correspondence with Defence Office on Judicial Matters' [4r] (7/24)











I.W. No. 131
dated, 19th August 1943

TO, H.B.M. Political Agent,
Bahrain.

Defence Office Persian Gulf.
No. DEP/Biscp-57/2140/43.
Dated. 18th Aug '43

Attached are Form 'B' (Appendix four to the Indian Army Act Rules) addressed to Superintendent Bahrain State Police, duly completed in respect of the following I.O.Rs sentenced as under, to be undergone in a civil prison.

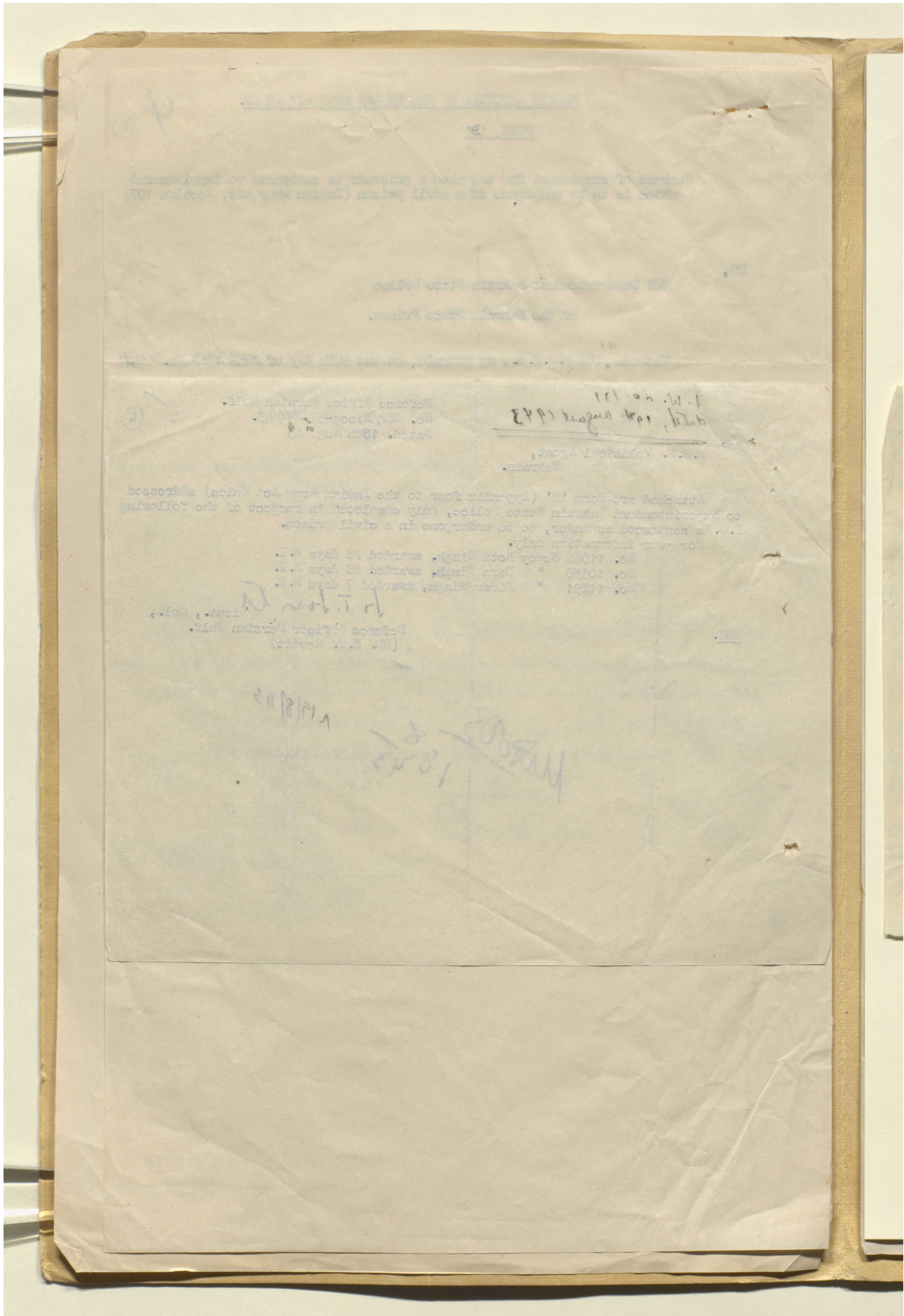
For your information only.

No. 11034.	Sepoy Bota Singh,	awarded 28 days R.I.
No. 10350	" Dara Singh,	awarded 28 days R.I.
No. 11291	" Didar Singh,	awarded 7 days R.I.

H.T. Hewitt
Lieut., Col.,
Defence Officer Persian Gulf.
(SD. H.T. Hewitt)

BSI.

M 1003
1843
19/8/43



FOURTH APPENDIX TO THE INDIAN ARMY ACT RULES.
FORM 'B'.

Warrant of commitment for use when a prisoner is sentenced to imprisonment which is to be undergone in a civil prison (Indian Army Act, Section 107).

The Superintendent Bahrain State Police,
of the Bahrain State Prison.

Whereas at the DOFG, at Bahrain, on the 17th day of Aug '43, No. 11084 Sepoy Bota Singh and No. 10350 Sepoy Dara Singh, of 25 M & R Sikh Regt, were duly convicted of theft.

And whereas the DOFG on the 17th day of ^{Aug} ~~July~~ '43 passed the following sentence upon the said Sepoys Bota Singh and Dara Singh, that is to say:-

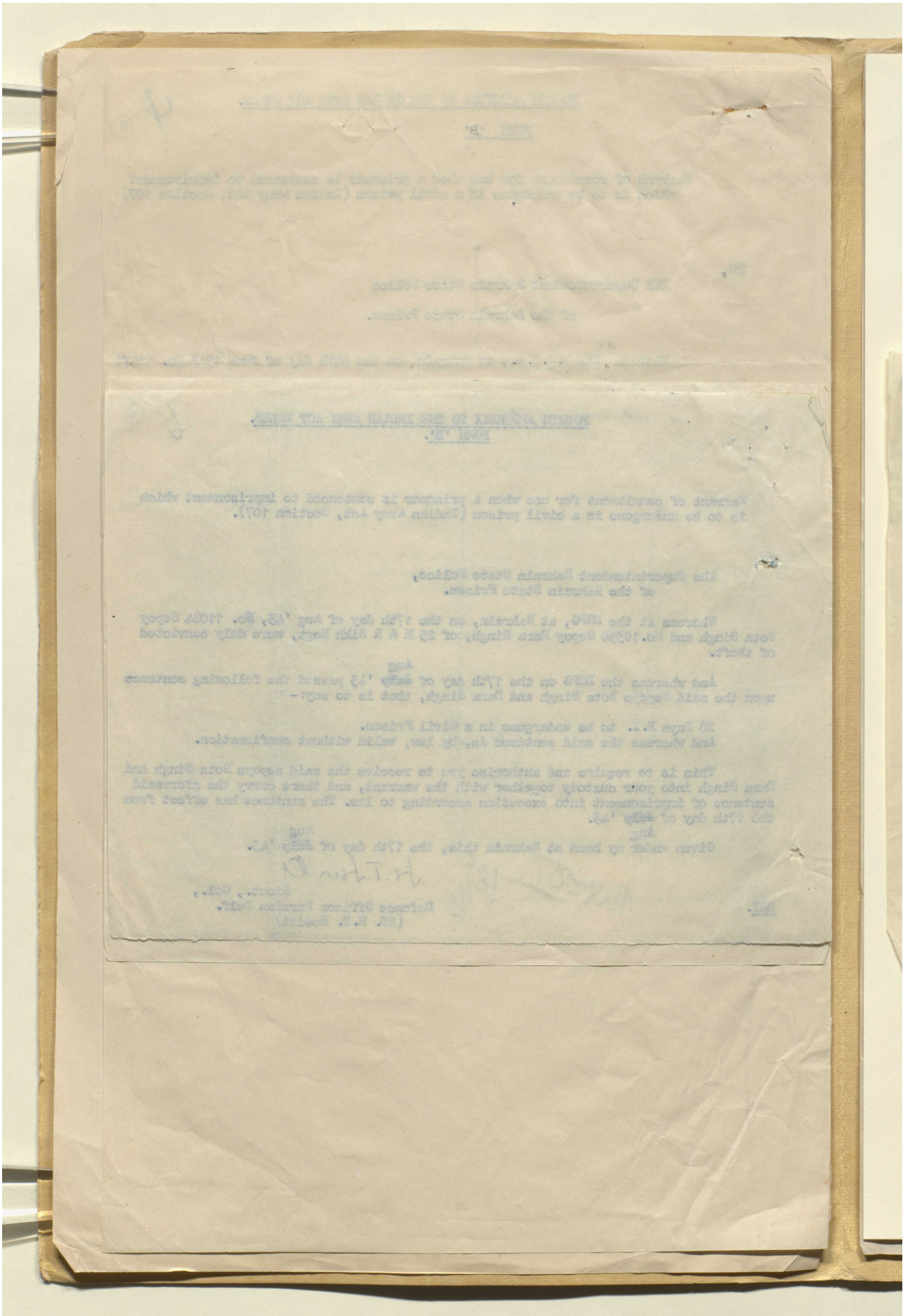
28 Days R.L. to be undergone in a Civil Prison.
And whereas the said sentence is, by law, valid without confirmation.

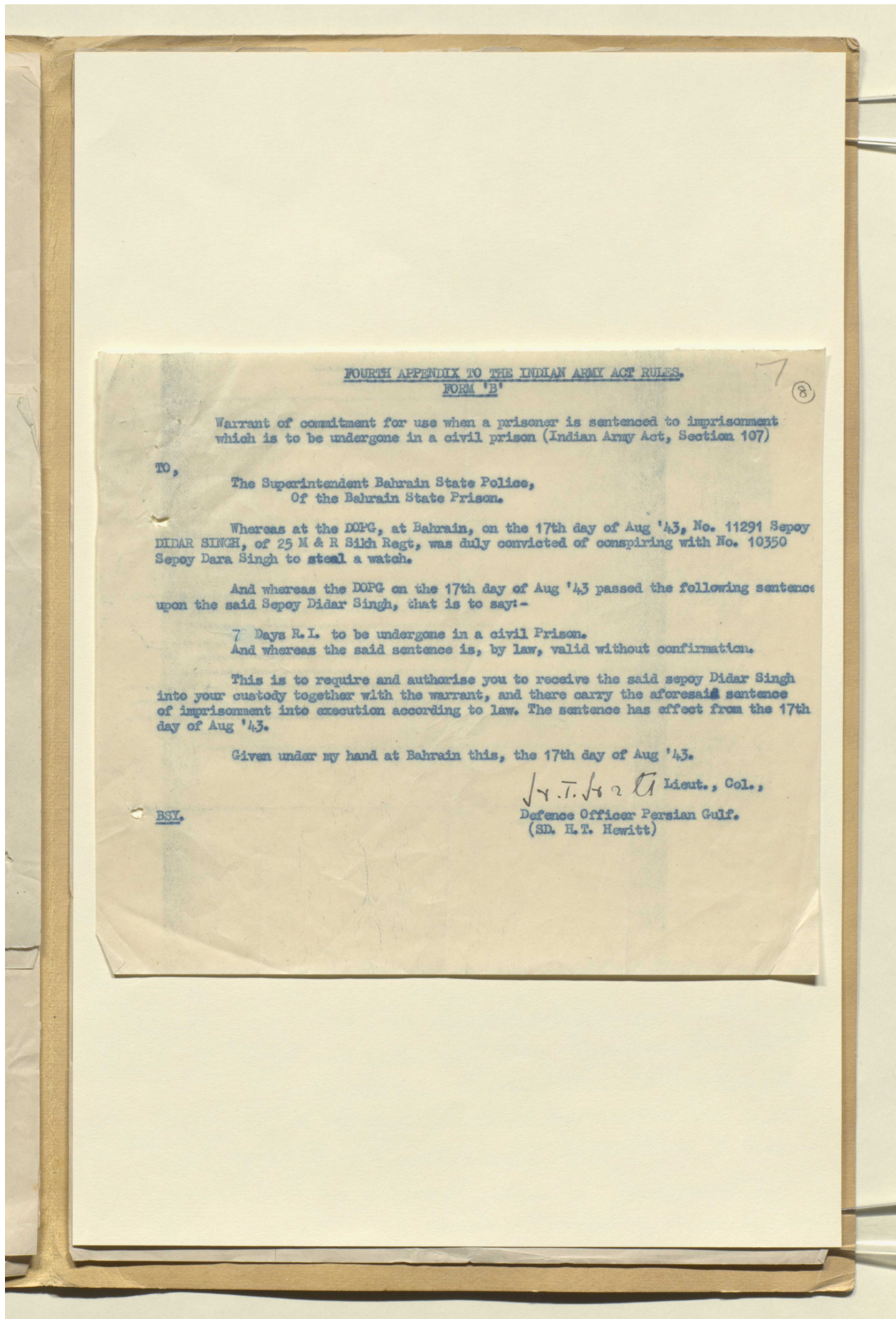
This is to require and authorise you to receive the said sepoy Bota Singh and Dara Singh into your custody together with the warrant, and there carry the aforesaid sentence of imprisonment into execution according to law. The sentence has effect from the 17th day of ~~July~~ '43.

Given under my hand at Bahrain this, the 17th day of ^{Aug} ~~July~~ '43.

BSL

M. P. S. 18/43
H. T. Hewitt
Lieut., Col.,
Defence Officer Persian Gulf.
(SD. H. T. Hewitt)





FOURTH APPENDIX TO THE INDIAN ARMY ACT RULES.
FORM 'B'

8

Warrant of commitment for use when a prisoner is sentenced to imprisonment which is to be undergone in a civil prison (Indian Army Act, Section 107)

TO,
The Superintendent Bahrain State Police,
Of the Bahrain State Prison.

Whereas at the DOPG, at Bahrain, on the 17th day of Aug '43, No. 11291 Sepoy DIDAR SINGH, of 25 M & R Sikh Regt, was duly convicted of conspiring with No. 10350 Sepoy Dara Singh to steal a watch.

And whereas the DOPG on the 17th day of Aug '43 passed the following sentence upon the said Sepoy Didar Singh, that is to say:-

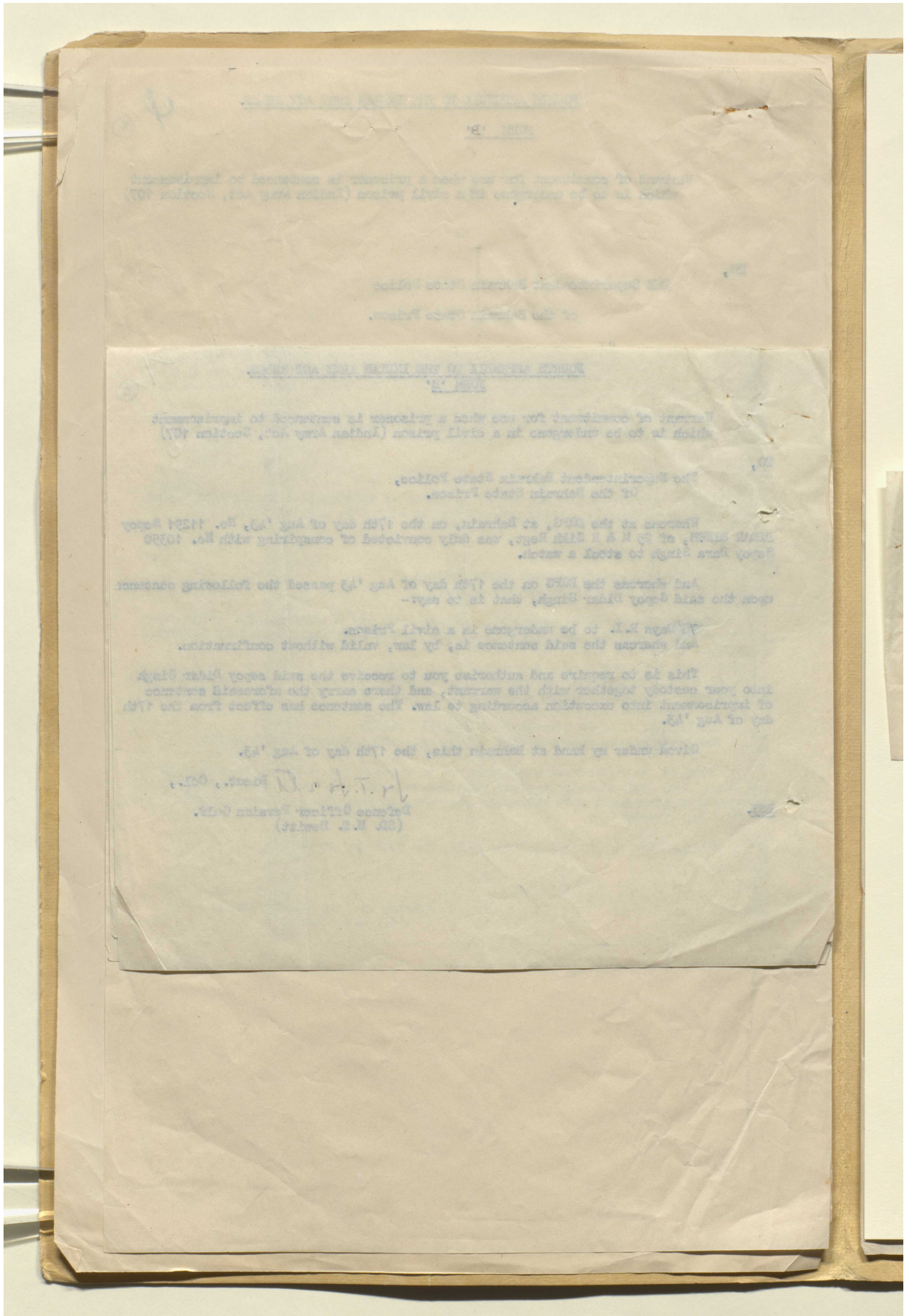
7 Days R. I. to be undergone in a civil Prison.
And whereas the said sentence is, by law, valid without confirmation.

This is to require and authorise you to receive the said sepoy Didar Singh into your custody together with the warrant, and there carry the aforesaid sentence of imprisonment into execution according to law. The sentence has effect from the 17th day of Aug '43.

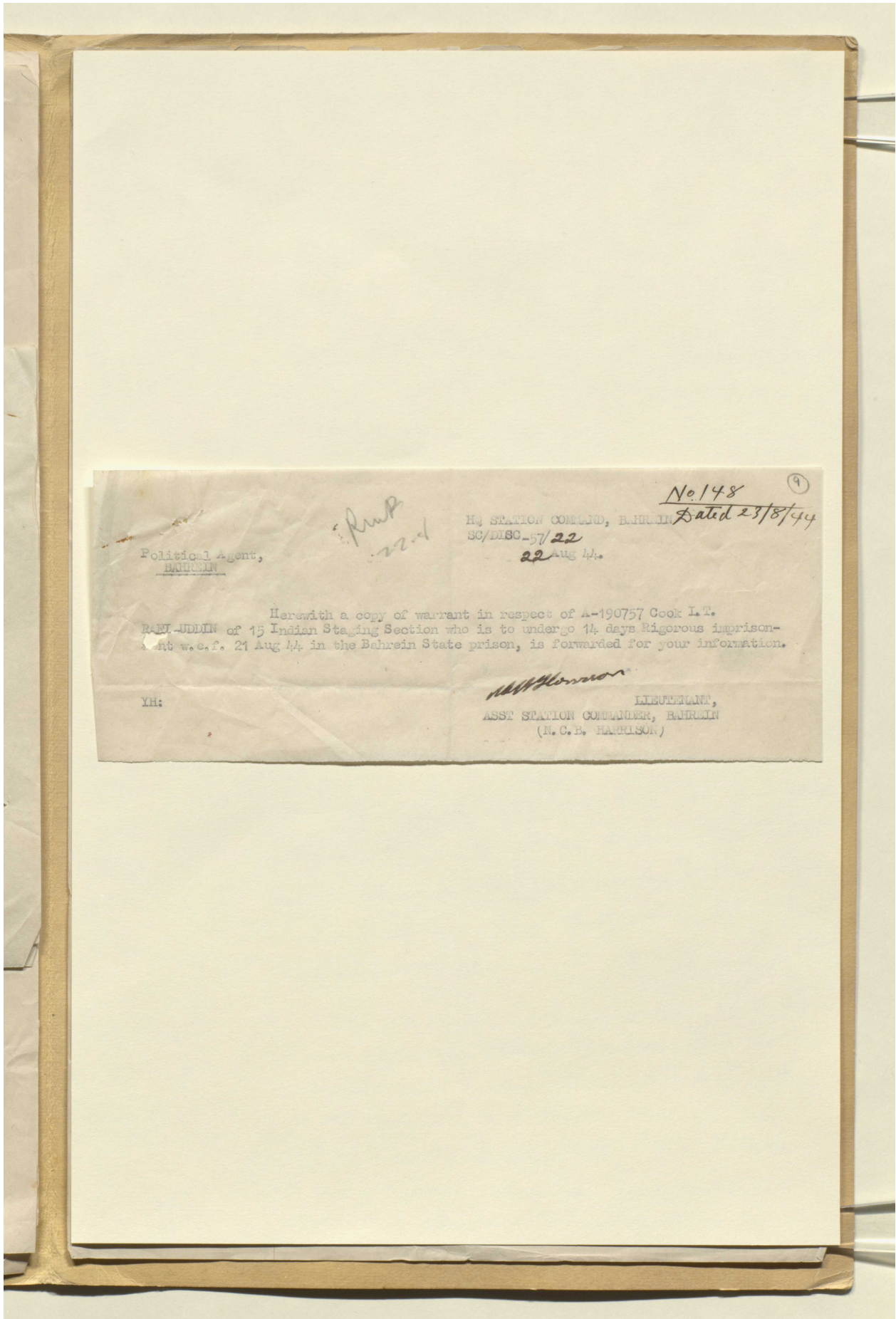
Given under my hand at Bahrain this, the 17th day of Aug '43.

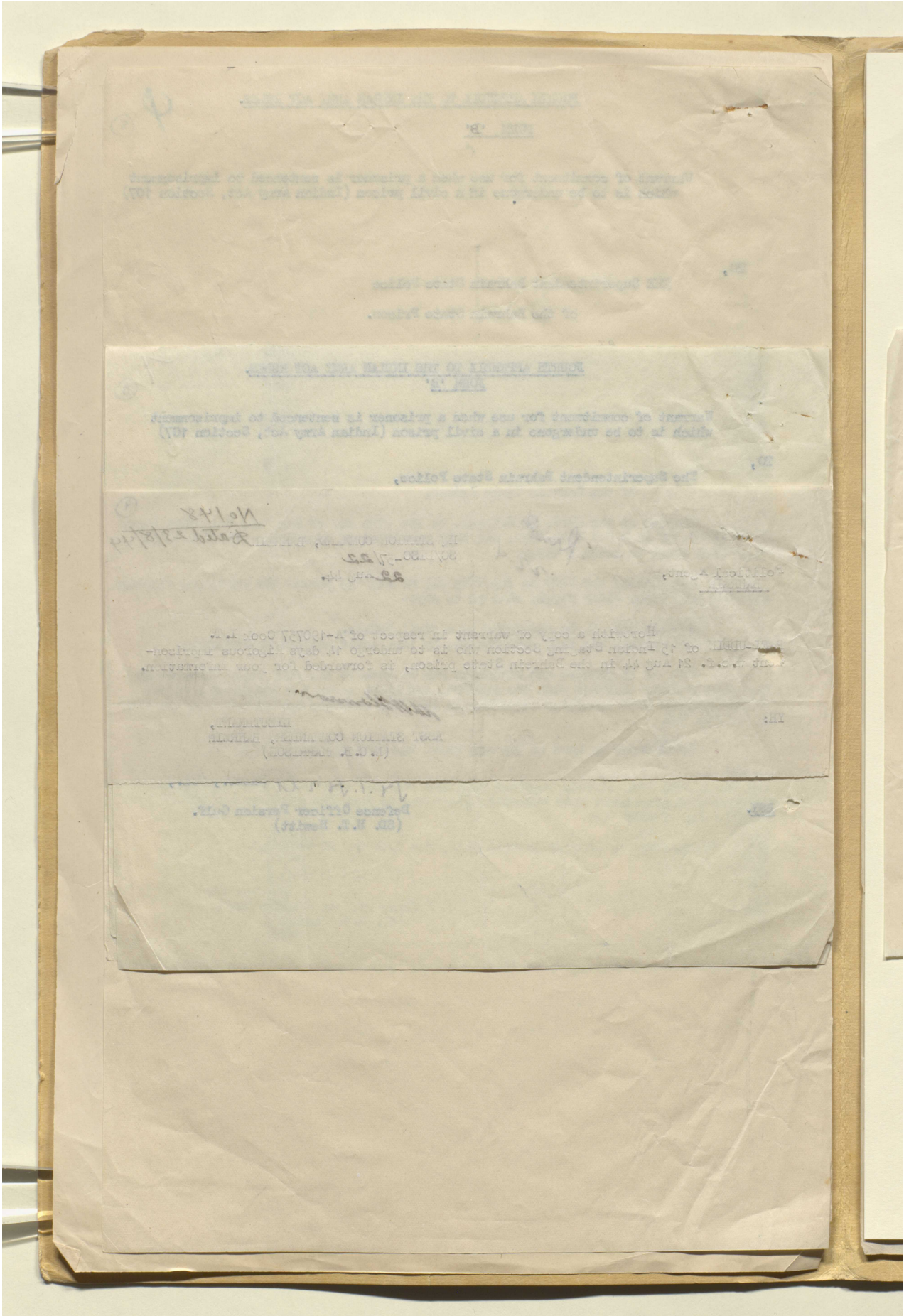
J. T. J. O Lieut., Col.,
Defence Officer Persian Gulf.
(SD. H. T. Hewitt)

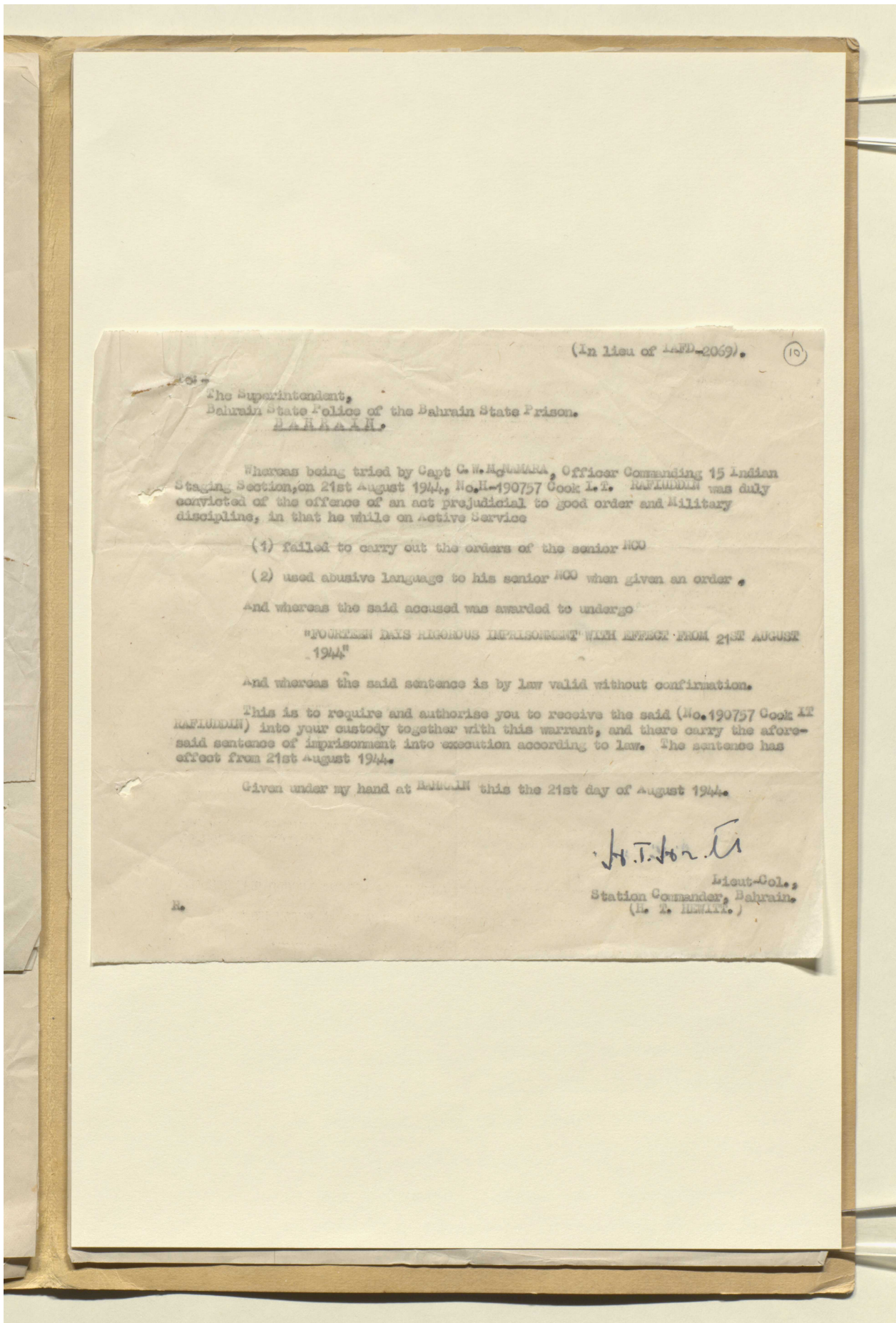
BSL



File J/34 'Correspondence with Defence Office on Judicial Matters' [9r] (17/24)







(In lieu of LAFD-2069).

10

The Superintendent,
Bahrain State Police of the Bahrain State Prison.
BAHRAIN.

Whereas being tried by Capt C. W. McMARA, Officer Commanding 15 Indian Staging Section, on 21st August 1944, No. H-190757 Cook I. E. RAFLIDDIH was duly convicted of the offence of an act prejudicial to good order and Military discipline, in that he while on Active Service

- (1) failed to carry out the orders of the senior NCO
- (2) used abusive language to his senior NCO when given an order.

And whereas the said accused was awarded to undergo

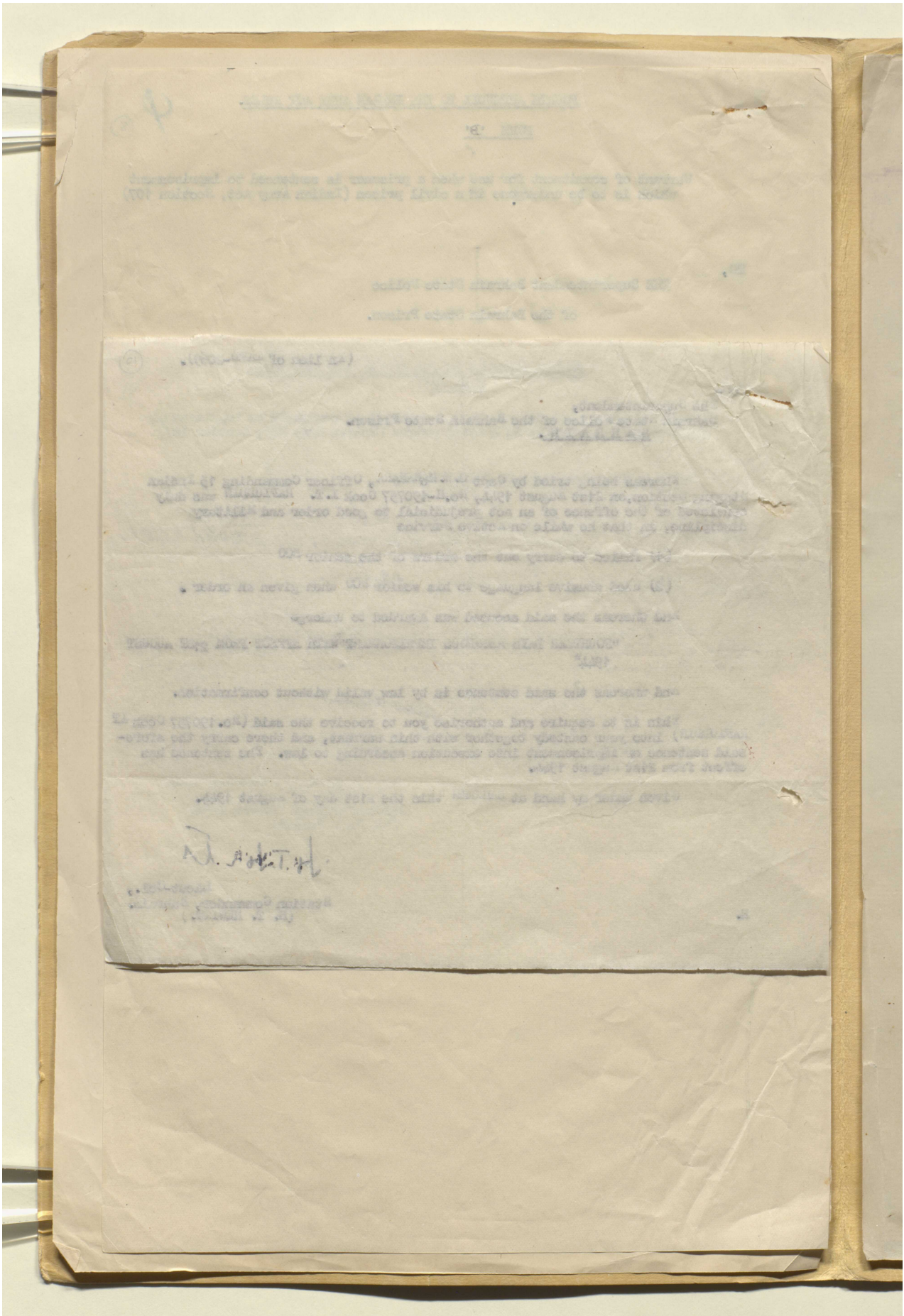
"FOURTEEN DAYS RIGOROUS IMPRISONMENT" WITH EFFECT FROM 21ST AUGUST 1944"

And whereas the said sentence is by law valid without confirmation.

This is to require and authorise you to receive the said (No. 190757 Cook I. E. RAFLIDDIH) into your custody together with this warrant, and there carry the afore-said sentence of imprisonment into execution according to law. The sentence has effect from 21st August 1944.

Given under my hand at BAHRAIN this the 21st day of August 1944.

H. T. Hewitt
Lieut-Col.,
Station Commander, Bahrain.
(H. T. HEWITT.)



1 Letter no. DEF/P. 25/262 dated 11 November 1941 from Defence Office, Persian Gulf.

Issued no. C/1110 dated 22nd November 1941 to the Defence Office, Bahrain

2 Letter no. DEF/Discep-57/175/43 dated 26th June 1943 from Defence Office, Persian Gulf.

APA. File? 27/6/43 27/6/43

3 Letter no. DEF/Discep-57/2140/43. dated 19th Aug 1943.

File? 21/8/43
LA-
APA. 24/8/43

It appears that 3 I.O.R.'s are undergoing 28 days R.I. in Blu State Prison. Are there any orders or notifications about the imprisonment of non-Blu subjects in Blu? Are there any precedents? W.P.O. 258

We have no prison of our own for non-Bahraini Convicts & all our Convicts invariably serve their terms of imprisonment in the Bahrain State Jail. There are no orders or notifications about it. Article 70 - (f) B.C., however, provides that the Political Resident shall have power to

make Regulations (called the King's
Regulation) for, inter alia,
the governance, visitation, care
& superintendance of prisons,
but no regulation has so far
been made.
2. We had received a similar letter (195)
in was files. please peruse pp 1 & 2.

A.O.A.

file
29/8/43
29/8/43

Letter no. SC/DISC-22/8-22-8-44
from Station Commander Bah.

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(23/24)

