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## **Courtrooms of conflict. Criminal law, local elites and legal pluralities in colonial Java**

Ravensbergen, S.

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## **Courtrooms of Conflict**

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**Cover image:** Landraad Pati. Woodbury & Page, ca. 1865. Left to right: Chief Jaksa Mas Ngabehi Merto Poero (standing), Chinese Captain Oei Hotam, Regent Adhipati Ario Tjandro Adhi Negoro, Resident H.E. de Vogel, Registrar D.J. ten Zeldam Ganswijk. [KITLV No. 3516]

# **Courtrooms of Conflict**

Criminal Law, Local Elites and Legal Pluralities in Colonial Java.

Proefschrift

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## Glossary

<i>acte van beschuldiging</i>	legal document; indictment
<i>acte van verwijzing</i>	legal document; the decision (of a judge) to refer a case to a certain law court
<i>adat</i>	custom(s)
<i>Adipati</i>	high priyayi title
<i>agama</i>	religion
<i>anachodas</i>	Chinese traders
<i>Ario</i>	high priyayi title
<i>bupati</i>	regent; regional representative of the ruler (Mataram); in colonial Java the highest regional Javanese administrative official.
<i>controleur</i>	European district administrator (official below assistant resident)
<i>demang</i>	local Javanese administrative official; official directly above the village chief; in the Ommelanden district chief.
<i>drost</i>	Dutch overseer and sheriff in a (countryside) region
<i>gouvernementslanden</i>	government lands, the directly ruled (dual rule) regencies of Java.
<i>haji</i>	pilgrim to Mecca; muslim who had made the pilgrimage to Mecca, also used as an honorific.
<i>jaksa</i>	Javanese judge; Javanese public prosecutor.
<i>kabupaten</i>	regent's residence, or regency
<i>Kandjeng</i>	high priyayi title
<i>kebaya</i>	Indonesian garment; blouse-dress combination
<i>keterangan</i>	solution, solved case
<i>kraton</i>	palace, residence of the ruler
<i>kris</i>	Javanese sword
<i>kyai</i>	Islamic teachers not in service of the colonial government; respected man of Islamic learning
<i>kyai fakih</i>	Islamic judge in pre-colonial sultanate Banten
<i>landdrost</i>	Dutch representative of the colonial government in a (countryside) region
<i>magang</i>	apprentice, unpaid clerk

<i>mantri</i>	low level Javanese official with specific function (f.e. <i>mantri polisi</i> is a police official)
<i>Mas</i>	lower priyayi title
<i>madhhab</i>	school of law
<i>mandoor</i>	overseer, (police) assistant
<i>ngabehi</i>	local chief, often equivalent to regent
<i>Ommelanden</i>	Environs of Batavia
<i>ondercollecteur</i>	local tax collector in service of colonial government (priyayi rank)
<i>padu</i>	Javanese laws
<i>pamong praja</i>	civil service in Java after 1942
<i>Pangeran</i>	high priyayi title; usually of regent
<i>pantjaniti</i>	paseban; courtyard of a Javanese ruler
<i>paseban</i>	courtyard of the regent or wedono
<i>patih</i>	high administrator of a Javanese kingdoms, during the nineteenth century the regent's right hand man (chief minister of regent or ruler, in dutch: <i>rijksbestuurder</i> ).
<i>penghulu</i>	high Javanese-Islamic official and Islamic judge in the religious law court.
<i>pesantren</i>	Islamic school
<i>pradata</i>	Royal or Indian law
<i>praktizijn</i>	attorney
<i>prajurits</i>	armed men, troops of the regent.
<i>prefect</i>	title for resident under Daendels' government
<i>procès verbal</i>	legal document; written report of proceedings
<i>Raden</i>	high priyayi title
<i>Raden Adjeng</i>	aristocratic title for unmarried Javanese girl
<i>Raden Aju</i>	wife of regent or aristocrat
<i>radikaal</i>	certificate necessary for colonial government positions
<i>regent</i>	bupati; Regional representative of the ruler (Mataram); in colonial Java the highest regional Javanese administrative official.
<i>revisie</i>	review by the colonial Supreme Court in Batavia

<i>rijksbestuurder</i>	Javanese chief minister of a region where no regent was appointed
<i>sembah</i>	formal greeting to a higher-ranked person
<i>Sunan</i>	Susuhunan; ruler of Surakarta (Solo)
<i>surambi</i> courts	Islamic courts in Mataram (at the front porch of the mosque)
<i>Susuhunan</i>	Sunan; ruler of Surakarta (Solo)
<i>tandak</i>	dancing; dancing party
<i>Tumenggung</i>	prince; Colonial state: title for prominent priyayi; title, usually of regent
<i>ulama</i>	religious teacher and scholar
<i>Vorstenlanden</i>	princely lands, the indirectly ruled states of Central Java
<i>wedono</i>	district chief, Javanese administrative official in charge of district under the supervision of the regent and patih.
<i>wong cilik</i>	little people, the common man

**Note on spelling:** I added –s to certain Indonesian and Dutch words in the plural (f.e. penghulus, jaksas, regents, residents) to aid readers unfamiliar with the Indonesian and/or Dutch language. I made an exception for the word *priyayi*—which can refer both to the singular, and plural or the Javanese nobility class in general—as these distinctions are clearly marked in the text. Another exception is the law court central to this dissertation, the *landraad*, which is written according to Dutch spelling, the plural being *landraden*. Modern Indonesian spelling is used for Javanese and Malay words and place names, except for Jakarta which in the nineteenth century consisted of Batavia and Ommelanden (environs), each judicially organised in a different manner. Personal names are written as noted by the nineteenth-century Dutch clerk, or as mentioned in the *Almanac of the Netherlands Indies*, because the correct modern Indonesian (or Arabic) spelling cannot be reconstructed in all cases. The term ‘Javanese’ is used to refer to the local population of the island Java. The distinction between Sundanese, Javanese and Madurese is only made if this was explicitly mentioned in the sources.

## Abbreviations and Archival Referents

AS	Algemene Secretarie. ANRI.
ANRI	National archives of Indonesia; Arsip Nasional Republik Indonesia, Jakarta
Bt.	Besluit. AS, ANRI.
GB	Grote Bundel. ANRI.
MR	Mailrapport. MvK, NI-HaNa.
IB	Indisch Besluit. MvK, NI-HaNa.
IZ	Inlandsche Zaken. ANRI.
IR	Native Regulations 1848; “Reglement op de Uitoefening der politie, de burgerlijke rechtspleging en de strafvordering on de Inlanders en de daarmede gelijkgestelde personen op Java en Madura” ( <i>Inlandsch Reglement</i> ).
KV	Colonial Report; <i>Koloniaal Verslag</i> .
MvK	Archive of the Dutch Ministry of Colonial Affairs; Ministerie van Koloniën. NI-HaNa.
NI-HaNa	Dutch national archives; Nationaal Archief, The Hague
PR	Provisional Regulations 1819; “Een reglement op de civiele en criminele regtsvordering onder den inlander.”
RO	Court Regulations 1847; “Reglement op de Regterlijke Organisatie en het beleid der justitie in Nederlandsch Indië.”
RR	Colonial Constitution 1854; “Reglement op het Beleid der Regering van Nederlandsch Indie van 1854” ( <i>Regeringsreglement</i> ).
S	Staatsblad; Dutch bulletin of Acts and Decrees.
Vb.	Verbaal. MvK, NI-HaNa

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