

Home (1918) Department.

~~(F. I. C.)~~
Education

Archives
SERIES.

G.O. No. 372

DATED 19-3-1918

INDEXED

[Despatch Abstract.]

Press and Registration of Books Act.

Ordering that no action need be taken against the keeper
of the Kitchener Press, Mint Street, Madras for not delivering
certain books to the Registrar of Books.

S.O. No. 1590 (Min) Dated 15.12.17.
u. 1219 " " 24.9.17.
u. 682 " " 22.6.16.

1-17.

1590 Min ✓
17/16 ✓

EDUCATIONAL DEPARTMENT

C.F.- 51

Received 191 . Registered 191 .

Subject.

Reporting orders in the case of non-delivery of certain publica-
tions by a printer under Act XXV of 1867.



ENCLOSURES

No.

Spare copies

P. O. No. 1048/16

Station Madras, Dated the 20th February 1918.

From (Name) L. P. V. Rao Bahadur A. C. Prasadantihara Aiyar,
Avl., B.A., T.S.O.,
(Designation) Registrar of Books.

To The SECRETARY TO GOVERNMENT,
Home (Education) Department, Fort St. George,
Through The Director of Public Instruction, Madras.
Sir,

With reference to the instructions contained in G.O.
No. 1219 Home (Education) dated 24th September, I have the
honour to state that I requested the Chief Presidency Magis-
trate, Egmore, to arrange for the prosecution of the printer
of the Kitchener Press, 295, Mint Street, Madras, for his fail-
ure to comply with the requisition issued by Government under
Sec. 2(b) of Act XXV of 1867 to deliver in this Office copies
of certain publications printed by him. After some inter-
mediary correspondence, the Magistrate informed me in his let-
ter dated 21st December (Copy enclosed) that the Press had
been

(7)

Not pub.

Letter dated 21.12.17

been closed on 1st August 1916 and that one V. Mahadeva Mudaliar was the declared keeper of the Press until 15th September 1916, when he reported to the Magistrate that he had severed his connection with it. The Magistrate stated also that no declaration regarding the Press was made subsequent to the last mentioned date, and that if the books referred to had been published before that date, a case might be instituted against Mahadeva Mudali. On this I pointed out to the Magistrate that all the publications had been printed before the date referred to. In reply to this dated 5th February 1918 (copy enclosed), the Magistrate informed me that the individual had appeared before him on 28th January 1918 and stated that he had not received this Office requisition and reminders thereto as also the memorandum from the Government. I then enquired of the Magistrate whether Mahadeva Mudali could not be proceeded against inasmuch as he was bound under Section 9(b) of the Act to supply copies of the publications demanded of him within the prescribed time, irrespective of the fact of the closing of the press soon after copies of them were delivered for registration. Kindly see copy of this letter (P.C.No.1048/16 dated 7th February 1918). The Magistrate now says in his reply (letter dated 12th February 1918) that "he does not consider it necessary to take any action against V. Mahadeva Mudali."

2. I submit that Sec.9(b) of the Act referred to above lays down that "if - within one calendar year from such day (the date of delivery of a book out of the Press) the Local Government shall require the printer to deliver other such copies not exceeding two in number, these within one calendar month after the day on which any such registration shall be made by the Local Government on the printer, another such copy or two other such copies, as the Local Government may direct," shall be delivered by the printer to the Officer appointed for purpose "notwithstanding any agreement (if the book be published) between the printer and publisher thereof." If in this instance the printer under question is to be let off, as the Magistrate considers, I am afraid it will form a precedent and I may find it difficult to comply with the requisitions of the India Office or the British Museum, in regard to presses which may be closed before such requisitions are made.

3. The favour of definite orders is solicited.

I have the honour to be, Sir,
Your most obedient Servant,

Registrar of Books.

Cur.No.784/17

Presidency
Egmore, Madras, 21st December 1917

From

J.C. Adam, Esq., Barrister-at-Law,
Ag. Chief Presidency Magistrate,
Madras.

To

The Registrar of Books,
Madras.

Sir,

With reference to your letter P.C.No.1048, dated the 13th December 1917, I have the honour to inform you that Read and Co. Kitchener Press was closed on 1st August 1916 and that after the death of the proprietress, the press and plant is kept under lock and key in a room in No.295, Mint Street, pending the decision of a suit filed by her daughters in the Madras High Court as to the ownership thereof.

One V. Mahadeva Mudaliar was the declared keeper of the press in question until 15-9-16, when he intimated to this Office that he severed his connection with it. Subsequently no declaration regarding the press was made. If the books referred to were published before 15th September 1916, a case may be instituted against V. Mahadeva Mudaliar.

I have the honour to be,
Sir,
Your most obedient Servant,

(sd) J.C. Adam
Ag. Chief Presidency Magistrate

C.No.78491/17

Presidency Magistrate's Court,
Egmore, Madras, 5th Feb. 1918.

From

J.C. Adam, Esq., Barrister-at-Law,
Ag. Chief Presidency Magistrate,
Egmore, Madras.

To

The Registrar of Books,
Madras.

Sir,

With reference to your letter P.C.No.1048/16, dated 10th October 1917, I have the honour to state that V. Mahadeva Mudaliar, the late keeper of Messrs. Read and Co. Kitchener Press, appeared before me on 29-1-1918 and stated that he did not receive your Office P.C.No.1048, dated 22-12-16 and four reminders thereon nor any Memorandum from the Local Government referred to therein. As all the letters were sent to the press long after it was closed, I am of opinion that his statement is likely to be true.

I have the honour to be,
Sir,
Your most obedient Servant,

(sd) J. C. Adam
Ag. Chief Presidency Magistrate.

(True Copy)

Registrar of Books.

T.F.V.

P.T.O.

From

M.B.Py. Rao Bahadur A.C. Pranatartihara, B.A., I.S.O.,
Registrar of Books, Madras.

To

The Chief Presidency Magistrate,
Madras.

Sir,

With reference to your letter C.No. 784 CL/17 dated 8th February 1918, I have the honour to request that you will be so good as to let me know whether V. Mahadeva Mudaliar, the late keeper of Messrs. Read and Co., Kitchener Press, Madras, cannot be proceeded against for his failure to comply with the provisions of Sec.9(b) of the Press and Registration of Books Act, Act XXV of 1867 inasmuch as he was bound to supply copies of these publications which were demanded of him within the prescribed time, even though he had closed the press immediately after the issue of the publications under reference. I would also place for your consideration the fact that the several reminders issued from this Office which the late printer alleges he has not received, have not been received back in this Office from the postal authorities as "Unclaimed".

I have the honour to be,
Sir,
Your most obedient Servant,
(sd) A.C. Pranatartihara
Registrar of Books.

No. 784 CL/17

Presidency Magistrates' Court,
Egmore, Madras, 12th February 1918.

From

J.C. Adams, Esq., Barrister-at-Law,
Ag. Chief Presidency Magistrate,
Egmore, Madras.

To

The Registrar of Books,
Madras.

Sir,

With reference to your letter P.O.No.1048/16, dated the 7th February 1918 I have the honour to state that I do not consider it necessary to take any action against V. Mahadeva Mudaliar, the keeper of Messrs. Read & Co., Kitchener Press.

I have the honour to be,
Sir,
Your most obedient Servant,
(sd) J. C. Adams.
Ag. Chief Presidency Magistrate.

(True Copy)

A.C. Pranatartihara
Registrar of Books.

Home (Education)

DEPARTMENT.

C.F.—29.

Received



Registered

191

Subject

Submitting letter No. R.C. 1048/16, dated 20th February 1918
from the Registrar of Books, Madras.

ENCLOS RES.

No.

N. Ref. on Cur.

No. 4030 of 1917

Spare copies

Station Madras, Dated the 27th February 1918. 191

From (Name) The Hon. Mr. J. H. Stone, M.A., F.R.S., C.I.E.
(Designation) Director of Public Instruction

To The Secretary to the Government of Madras,
Home (Education) Department.

Sir,

Submitted to Government.

G. H. Stone
27.2.18
for Director of Public Instruction.

P.V.S. 27/2

M
27.2.18

VCP

CW 436B From the D. P. J. R.O.C. No 4030/17 Dated 27.2.18

Subject - Forwarding letter from the Registrar of
^{withdrawing that the Chief Presidency Magistrate}
 Books ~~requesting~~ that the Keeper of the
 Kitchener Press ^{need not} may be prosecuted
 under Sec 16 of Printing Presses & Books
 Act XXV of 1867 for not delivering certain
 books to the Registrar.

For the Registrar.

In G.O. No 1219 Home (Est.) Dated 24.9.17
 the Registrar of Books was requested to take
 steps to prosecute the printers of the Kitchener
 Press and the Prabodhini Press for failure to
 comply with the requisition issued by Govt. ^{order}
~~Letter~~ for the delivery of certain books to the Registrar.
 The Registrar reported on the 5th Dec 1917 that the
 printers of the Prabodhini Press complied with the
 requisition. ~~Letter~~ ^{and} With reference to the Kitchener
 Press, the Registrar ^{has} submits copies of the correspondence
 he had with the ^{Chief} Presidency Magistrate, Madras.
 It appears that the Kitchener Press was closed
 on the 1st August 1916 after the death of the proprie-
 -ress and the press and plant are under lock
 and key pending decision of a suit filed by the
 daughters of the proprietress as to the ownership
 of the Press. One Mahadeva Madalavar was the
 declared Keeper of the press until 15.9.16

memo p 6 clid

pp 1-2 of

Box 15
enc 1873
1873-11-9-3

NOTES.

Page 2

when he intimated severance of his connexion with the press. The Registrar of Books consulted the Chief Presidency Magistrate as to whether this Madalinyar might not be prosecuted for not delivering the books and the Magistrate informed him that he did not consider it necessary to take any action against the man.

p. 2 c. f.

The Registrar of Books ^{now} states ~~now~~ that if the man is ^{to be} let off as the Magistrate considers, ~~that~~ he is afraid that this will form a bad precedent and ^{that} he may find it difficult in future to comply with the requisitions from the India Office and the British Museum, in regard to presses which may be closed ^{after} such requisitions are made.

It is submitted that in the circumstances of the present case, the Govt. may agree with the Chief Presidency Magistrate. The Registrar's fears are not justified in ^{as much} so far as no serious difficulty has yet been encountered in complying with requisitions from the India Office. The Registrar may, it is submitted, be ~~expected~~ informed that no action need be taken against the printer in the present case. The D. P. I. has not offered any remarks on the Registrar's letter.

Φ

19.3.18

To H.E. the Governor.

A Draft order is submitted for approval.

CA LWS
9.3.18 18.3.18

Press and Registration of Books Act

Ordering that no action need be
taken against the Keeper of the Hichena Press,
Hunt Street, Madras for not delivering certain books
to the Registrar of Books.

READ AGAIN G.O. No. 0, dated 191 .

” ” ” ” ” 191

READ ALSO:—

C. N. 436B From the D. P. I, No. 150-4103, dated 27-2-1918.

191

" " ;)) " ; " ; " 191

ORDER

No. 372, dated 19. 3 1918.

Mi

'The S. P. J. (also)

in the circumstances stated,
the Govt. agree with the Chief
Presidency Magistrate ~~and a Mr.~~
^{Mr.} no action need be taken against
V. Mahadeva Mudaligar, the
Keeper of the Hitchens Press, 295,
Muth Street, Madras.

vest

4-3-18

CR

$$\frac{4}{8.318}$$

9.3.24

LW.S

18.3.18.

When given for copying

When copied

When examined

When signed

191

READ AGAIN G.O. No.
191

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

F.B.—

A = Copy in full.

B = Not to be copied.

P = Copy abstract only.

Q = Copy heading only.