

Educational (1906) Department.

ORDINARY PRINTED.

G.O., No. 373

DATED 28-5-06.

[Despatch Abstract.]

Examination rules. Agreeing with the Board of Revenue in considering ~~stating~~ that Bachelors in Law should not be confirmed as Sub. Magistrates before they pass the prescribed test in the Law of Criminal Procedure.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Enclosures

Regd.

1906.

Spare copies

G.O., No. 373, 28th May 1906.

Examinations.

Agreeing with the Board of Revenue in considering that Bachelors in Law should not be confirmed as Sub-Magistrates before they pass the prescribed test in the Law of Criminal Procedure.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following paper:—

**Proceedings of the Board of Revenue, (Land Revenue), A. No. 287,
dated the 2nd May 1906.**

Letter—from J. A. CUMMING, Esq., I.C.S., Collector of Górávari.
To—the Secretary to the Commissioners of Land Revenue.
Dated—the 9th April 1906.
No.—Ref. on Cur. No. 1715-Rev.

Adverting to G.O., No. 779, Educational, dated 27th November 1905, communicated with Board's Proceedings, No. 323, dated 19th December 1905, I have the honour to enquire whether Graduates in Law who have not passed in the Criminal Procedure Code but who have been acting as Sub-Magistrates from a date prior to that of the Government Order quoted above may be allowed to continue to act as such or whether they should pass the test before they are confirmed in the Sub-Magistrate's post.

Reference—A. No. 287, dated 2nd May 1906.

Submitted for the orders of Government.

2. The Board considers that Graduates in Law who have not passed in the Criminal Procedure Code but who have been acting as Sub-Magistrates from before the date of G.O., No. 779, Educational, dated 27th November 1905, may be allowed to continue in their acting appointments but should be required to pass the examination in that Code before they are confirmed.

A. R. LOFTUS-TOTTENHAM,
Ag. Secretary.

To the Secretary to Government, Educational Department
(through the Revenue Department).

Order—No. 373, Educational, dated 28th May 1906.

The Government agree with the Board of Revenue that Bachelors in Law should not be confirmed as Sub-Magistrates before they pass the prescribed test in the Law of Criminal Procedure.

(True Extract.)

A. BUTTERWORTH,
Ag. Secretary to Government.

To the Board of Revenue (Land Revenue).

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 373, EDUCATIONAL,
DATED 28TH MAY 1906.

[SUBJECT.—Whether Graduates in Law who have been acting as Sub-Magistrates from before the date of G.O., No. 779, Educational, dated 27th November 1905, should be required to pass in Criminal Procedure Code before they are confirmed.]

From the Board of Revenue, No. 287, dated 2nd May 1906.

Under ¹ the revised Public Service notification issued in September 1905 Graduates in Law are exempted from passing the Criminal Judicial test for posts for which that test is prescribed. In fact this was the rule even ² before and the revised notification only left the rule unchanged. As however the present curriculum of the B.L. degree examination excludes two out of the four subjects prescribed for the Criminal Judicial test, namely, the Criminal Procedure Code and Medical Jurisprudence, the Board of Revenue raised the question whether Graduates in Law should continue to be exempt from passing in these two subjects. The Government then decided that they should pass in the Criminal Procedure Code but not in Medical Jurisprudence—G.O., No. 779, Educational, dated 27th November 1905; also G.O., No. 31, Educational, dated 18th January 1906.

2. The Collector of Górávari—Mr. J. A. Cumming—now raises the question whether Graduates in Law who have not passed in the Criminal Procedure Code but who have been acting as Sub-Magistrates before the date of G.O., No. 779, Educational, may be allowed to continue to act or whether they can be confirmed before they pass in the Criminal Procedure Code. The Board of Revenue considers that they may be allowed to continue to act but should not be confirmed before they pass in the Code.

3. Submitted that the Board's view may be accepted and the draft placed below issued with the concurrence of Judicial.

P. T. THARYAN—14-5-06.

C. A. SOUTER—15-5-06.

To the Judicial Department.

JUDICIAL DEPARTMENT.

Accepted.

M. HAMMICK—21-5-06.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

Circulated to the Honourable Member for approval of draft.

A. BUTTERWORTH—23-5-06.

This has come back without the Honourable Member's initials. The matter is of some importance and may perhaps be resubmitted.

C. A. SOUTER—25-5-06.

Resubmitted to the Honourable Member.

A. BUTTERWORTH—26-5-06.

Approved.

G. S. F[ORBES]—26-5-06.

Issue.

A. BUTTERWORTH—28-5-06.

[G.O., No. 373, Educational, dated 28th May 1906.]

[E.]
1,500—12-12-06

CURRENT FILE.

CONTENTS.

From	Number.	Date.	Pages.
[Cus 803] Board of Revenue - Land Rev.	287	2-5-06	1-2.

PAPERS PUT UP WITH CURRENT No. _____

Papers of the department to which the current belongs.

Number.	Date.	Original (=O) or spare copy (=S. C.).	Remarks. (In this column such of the papers as have been removed for copying, printing, &c., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department.
31	18.1.06			
779	27.11.05			

Papers of other departments.

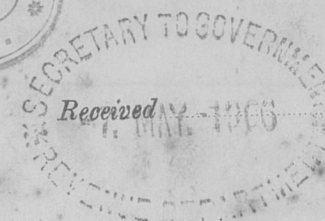
Department.	Number.	Date.	Original (=O) or spare copy (=S. C.).	Despatcher to note the return of the papers to the departments concerned.



through the

Local and Municipal Department
REVENUE - D
REVENUE DEPARTMENT.
1006

CURRENT No.



7.5. 1906, Registered

Subject.

Examination in Criminal Procedure Code.

Submitting for the orders of Government letter from the Collector of Godavari enquiring whether graduates-in-law who have not passed the--- but who have been acting as Sub-Magistrates from prior to the date of the Government Order prescribing the test may be allowed to continue in their acting appointments.

ENCLOSURES.

No.

Spare copies

Ref. A. No. 287

Station Madras, Dated the 2nd May 1906.

From

To the Educational Dept. via

Land Revenue.
The Board of Revenue, Revenue Settlement, &c
Separate Revenue.

The Hon'ble Mr. C.J. Weir (Commissioner of Land Revenue)

Rev/uo 1006 5/06-1
12.5.06
MRA
10.5.06

Read the following letter from J.A. Cumming Esquire I.C.S., Collector of Godavari, to the Secretary to the Commissioners of Land Revenue, Madras, dated 9th April 1906, Ref: on Cur. No. 1715/Rev. of 1906.

Adverting to Government Order No. 779 Educational dated 27th November 1905 communicated with Board's Proceedings No. 32³, dated 19th December 1905, I have the honour to enquire whether graduates-in-law who have not passed in the Criminal Procedure Code but who have been acting as Sub-Magistrates from a date prior to that of the Government Order quoted above may be allowed to continue to act as such or whether they should pass the test before they are confirmed in the ^{sub}Magistrate's post.

Reference A. No. 287, dated 2nd May 1906.

Submitted for the orders of Government.

10.5.06

2. The Board considers that graduates-in-law who have not passed in the Criminal Procedure Code but who have been acting as Sub-Magistrates from before the date of Government Order No. 779 Educational dated 27th November 1905 may be allowed to continue in their acting appointments but should be required to pass the examination in that Code before they are confirmed.

A. Fotheringham
S. S. 16
Acting Secretary.

Educational Department

To the Secretary to Government, Local and Municipal Department
through the Revenue Department.

C.F.M. 4/5.

960
5/5

[2]
500-8-1-06.

Notes Connected with G.O. 373 E.O. 2 of 28.5.06.
G. No. 803 From the Board of Revenue No. 287, dated 2-5-1906

SUBJECT.

Whether Graduates in Law who have been acting as Sub-magistrates from before the date of G.O. No. 779 E.O. of 27th November 1905 should be required to pass in Criminal Procedure Code before they are confirmed.

*
Vide. Footnotes + on pages 3,
footnote + on page 5 + footnote +
on page 6. M.
+ vide Footnote on pages 5,
7 + 8. N.

Board's Prov. on page 2 of G.O.
No. 779 E.O. of 27-11-05.

Page 1 of Current

Page 2 of Current.

Under* the revised Public Service notification issued in September 1905 Graduates in Law are exempted from passing the Criminal Judicial Test for posts for which that test is prescribed. In fact this was the rule even before and the revised notification only left the rule unchanged. As however the present curriculum of the B.L. degree examination includes two out of the four subjects prescribed (namely the Criminal Procedure Code & Medical Jurisprudence) for the Criminal Judicial Test the Board of Revenue raised the question whether Graduates in Law should continue to be exempt from passing in these two subjects. The Govt. then decided that they should pass in the Criminal Procedure Code but not in Medical Jurisprudence - G.O. No. 779 E.O. of 27th November 1905 - also G.O. No. 31 E.O. of 18th January 1906.

2. The Coll. of Godavari. Mr. J. A. Cunningham now raises the question whether Graduates in Law who have not passed in the Criminal Procedure Code but who have been acting as Sub-magistrates before the date of ^{G.O. No. 779 E.O.} ~~the above~~ may be allowed to continue to act ^{whether they can be} or confirmed before they pass in the Criminal Procedure Code. The Board of Revenue considers that they may be allowed to continue to act but should not be confirmed before they pass in the Code.

3. Submitted that the Board's view may be accepted

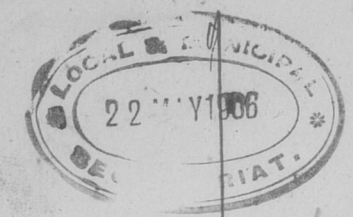
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and the draft placed below issued with the concurrence of Judicial.

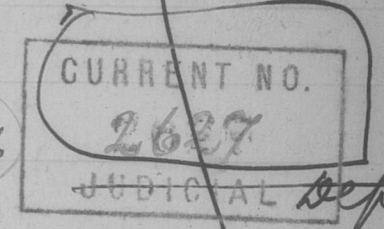
Pyhonyan
14/5/06

Cls
1550b.

To the Jur. Dept.



Ed. no. 370 D
16/5/06



Reg^d 16.5.06

Judicial Dept.

Cs
Chouler
16.5.06

Acaph
H. annick
21.5.06

Just no 2627-1 To the Ed. dept
21.5.06

Returned for circulation
within 14. in 4 inches
1906

res. - sept
H.M. for approval of draft
Antherwort.
23/5

lee

This has come back without H.M.'s initials. The matter is of some importance & may perhaps be resubmitted.

Handwritten signature/initials

Chouler.
25.5.06

Resubmitted to H.M. with
26/5

Approved
A. Bullin
20.5.06

C. No. 803, From the Board of Revenue, No 287, dated 2-5- 1906

ORDER No. 373, dated 28-5-1906

The Govt agree with the Board
of Revenue that ~~but~~ Bachelors in
Law should not be employed
by the Govt as sub-lawyers
before they pass the prescribed
test in the Law of Criminal
Procedure.

Cas Act
 155.06 23/5

To The Board of Revenue (Land Revenue)

29/8/66

First copy sent to Press.

Returned for signature.

Despatched in print.

Order complete. 15
Letter only.
Order complete with Letter.

READ AGAIN G.O., No.
120

DATED

CURRENT No.

803

A

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A

LETTER OF GOVERNMENT

STATEMENT WITH DITTO.

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

N.B.—

- A = Print in full.
- B = Not to be printed.
- P = Print abstract only.
- Q = Print heading only.