

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No.	229	Press
		~~Mis.~~
Dated	11. 4.	1887

B. No. 27-28

Not to be folded or roughly handled

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Fort Saint George, Financial Consultation, 21st April 1857.

No. 27. Read the following letter J. R. BOYSON, Esq., Honorable Company's Solicitor ;
to T. PYCROFT, Esq., Chief Secretary to Government, dated 6th April 1857,
No. 183.

SIR,

I have the honor to forward herewith a copy of the Bill filed on the Equity Side of the Supreme Court by Mr. Andrew Robertson, late of the Madras Civil Service, against the Honorable Company and the Trustees of the Madras Civil Fund for enforcing payment of the sum of Rupees 39,014-0-1, being the amount standing at Mr. Robertson's, credit with the Fund at the date of the commencement of his Annuity from the Fund, in excess of the half value of his Annuity according to the prescribed Table ; together with Interest on such excess from the 28th of April 1855 at 6 per Cent per Annum.

The copy Bill herewith sent, has been made from an Office copy of the original Bill served upon me, as Solicitor for the Honorable Company.

I entered an appearance in the Suit for the Honorable Company on the 2nd Instant.

With the exception of paras : 10, 28, 29, 30, 32, 33, 34, and those portions of the prayer of the Bill, which I have underlined in red ink, Mr. Robertson's Bill is almost in the same words as the Bill filed last year by Mr. Davis against the Trustees of the Fund *alone*.

The prayer of Mr. Robertson's Bill goes beyond that of Mr. Davis' Bill, in seeking Interest at 6 per cent on the alleged "*excess*" and a Decree against the Honorable Company as well as the Trustees of the Fund for such excess and interest and the Costs of the Suit, also a Declaration from the Supreme Court that the Honorable Company and the Trustees of the Fund are liable to pay Mr. Robertson his Annuity of £ 1000 a year up to the time of his death, and a direction to the Honorable Company and the Trustees to pay the same.

I have not yet been served on behalf of the Honorable Company with any Interrogatories, but I expect to receive them in the course of the day ; as soon as they reach me, I shall prepare and submit for the consideration of Government the draft of the answer which I propose to put in on behalf of the Honorable Company.

I consider it advisable that the Honorable Company and the Trustees of the Fund should sever in their defence and should answer separately.

I beg to suggest that the copy Bill herewith sent be forwarded to the Honorable Court of Directors for their information.

(Signed) J. R. BOYSON,
Honorable Company's Solicitor.

No. 28. ORDER THEREON, No. 229 ; dated 11th April 1857.

Ordered that the foregoing letter and the Bill which accompanied it be transmitted to the Honorable the Court of Directors in continuation of previous correspondence on the subject.

(Signed) T. PYCROFT,
Chief Secretary,

No 229

Ordered that the foregoing letter and the Bill which accompanied it be transmitted to the Honble the Court of Directors in continuation of previous correspondence on the subject.

For S^r George,
11 April, 1857.

J.P.