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1971/4/88

M.R.O. 1—77,006—9-6-37.

(1) Number of pages 14

(2) Date of repair 26.7.39

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 797 Press / ~~Mis.~~

40-41

Dated 8-12- 1863.

3/4

40-41

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department, 8th December 1863.

No. 40. Read the following letter from CLEMENT DALE, Esq., Government Pleader, Madras; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, dated Madras, 7th December 1863, No. 153.

1. I have the honor to acknowledge the receipt, at a few minutes past 4 this afternoon, of the Proceedings of Government noted in the margin, and to draw to your attention that I have not before me any of the papers in the suit referred to, and without the plaint I cannot *properly* prepare a written statement.

7th December 1863, No. 794, Financial Department.

2. The Registrar of the High Court has posted for hearing on Saturday next, the two suits regarding the alleged adoption by the Rani of Ramnad; subsequently only to such posting I received from the Court copies of the evidence, &c., taken before the Civil Judge, the time allowed is short, and I am now fully engaged and shall be obliged to devote all my spare time in getting up that case, five days further time is therefore not sufficient, unless I am to go off the adoption suits, for preparing a written statement in the jewel case (I do not know the number of the suit) two months is usually considered (except at Madura) as not an unreasonable time to be granted, in public suits; and from the C. O., No. 12, 2nd May 1835, it may be inferred the late Sudder Court as then constituted was of a similar opinion. If a month is asked for possibly the Civil Judge may give ten days.

No. 41. ORDER THEREON, 8th December 1863, No. 797.

Under the circumstances represented by the Government Pleader the Governor in Council resolves to request that the Board of Revenue will prepare an answer in the suit referred to, of the nature of that suggested in the 17th paragraph of Mr. Norton's opinion and forward it to the Collector to be put in.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Exd. T. McMoxry.

N° 153

Clement Dale Esquire Government Pleader Madras

To the Hon'ble A. J. Arbuthnot Chief Secretary to Government

Madras 7 December 1863

Sir,

Para 1 I have the honor to acknowledge the receipt, at a few Minutes past 4 this after-

1863 N° 794 Judicial Department = noon, of the Proceedings of Government noted in the Margin, and to draw to your attention that I have not before me any of the papers in the Suit referred to, and without the plaint I cannot properly prepare a written Statement.

2 The Registrar of the High Court has posted for hearing on Saturday next, the two Suits regarding the alleged adoption by the Rani of Ramnad; Subsequently only to such posting I received from the Court Copies of the Evidence taken before the Civil Judge, the time allowed is short, and I am now fully Engaged and shall be obliged to devote all my spare time in getting up that Case, five days further time is therefore not Sufficient, unless I am to go off the adoption Suits, for preparing a Written Statement in the Jewal Case (I do not know the number of the

Sent 1863 Dept.
From Govt Pleader
To Chief Secrt to Govt
Date 7 December 1863
Rec'd 8th —

No 153 No 832

Drawing attention to the fact that
Govt Pleader has not before
him any of the papers in
the Pauper List referred to
and without the Plaint he
cannot properly prepare
a Written Statement &
thinks 5 days appears too short for
preparing statement.

With an Order

Rec'd 7th Dec'r 1863 No 7946

8th December 1863 No 7947

Forwarded to the Govt Pleader
with an intimation that
he cannot prepare his
Written Statement within
5 days from the receipt
of the Plaint in this
Suit.

Govt Pleader

Chief Secretary to Govt
Revenue Department

Sir,

I have the honor to be
Your Most Obedient Servant
[illegible]

Govt Pleader

Madras 7th December 1863

Suit) two months is usually considered (except at Madura) as not an unreasonable time to be granted, in Public Suits, and from the Rule 2 of Act 12, 2 May 1835 it may be inferred the late Sudder Court as then Constituted was of a similar opinion. Ten months is undue & prejudicial. The Civil Judge may give two days.

Shall the Court do so