M.R.O. 1—77,006—8-6-37.

(1) Number of pages _____

(2) Date of repair 8-1-38

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Finance DEPARTMENT.

G.O. No. 83 Press / ~~Mis.~~

35-36.

Dated 22-2- 1866.

35-36 6/7

Not to be folded or roughly handled

No. 35. Read the following letter from the Accountant General, Madras, to the Chief Secretary to Government, Fort Saint George ; dated 9th January 1866, No. 225.

Bond Department.

I have the honor to submit, for the consideration and Orders of Government, copy of the correspondence noted in the margin, from which it will be perceived that I have declined to accede to the request made by Messrs. Binny and Co. that I should accept as sufficiently stamped certain Powers of Attorney, which, under the recent decision of the Financial Secretary, India Office, dated 13th October last, communicated to this office with the Orders of Government, No. 551, dated 5th ultimo, require to be impressed with an additional Stamp so as to make up the Stamp duty on each to the value of £1-10-0.

From Messrs. Binny and Co., dated 4th January 1866.
To do. do. of this day's date.

2. It is true that the documents in question have been twice returned to England for additional Stamps ; but which, owing to the former ruling of the Board of Inland Revenue, have not been affixed, and I have no doubt that the present refusal to accept those Powers will cause considerable inconvenience to the parties concerned. Under the circumstances however, stated in my letter to Messrs. Binny and Co, I do not consider that I should be justified in acting otherwise than I have done.

From Messrs. BINNY and Co., to the Accountant General, Fort Saint George ; dated Madras, 4th January 1866.

We have the honor to acknowledge receipt of your letters of the 18th, 19th, and 22nd ultimo, returning sundry Powers of Attorney in our favor to draw interest on Government Securities, together with copy of a letter from the Financial Secretary, India Office, on the subject of Stamp duty, and requesting us to have the Powers stamped to the further extent of £1-5-0 and 10*s.* respectively.

2. You are aware that all these Powers were twice returned to England for the same purpose, and were a second time sent back to us by our constituents without being additionally stamped, the Board of Inland Revenue having considered the present Stamp put upon them to be quite sufficient and having *refused* to impress a higher one.

3. We feel very averse to sending these Powers a *third* time to England, and taking into consideration the great trouble and inconvenience, we, as well as our constituents have already been put to, we trust, under the circumstance, and acting under the previous sanction of Government, you will have no objection to accept the Powers as they are ; otherwise we must ask you to be good enough to submit this letter to Government, and ask sanction for compliance with our request.

From the Accountant General to the Government of Madras, to Messrs. BINNY and Co., Madras, dated Fort Saint George, 9th January 1866, No. 347.

Bond Department.

In reply to your letter dated 4th instant, regarding certain insufficiently stamped Powers of Attorney, executed in England for the drawal of interest on Government Securities in India, I have the honor to observe, that the decision of the Financial Secretary, India Office, in respect to the Stamp duty which such Powers should bear, appears from the correspondence connected therewith to have been passed after a full consideration of the circumstances urged by you and subsequent to the ruling of the Inland Board of Revenue, which was duly brought to his notice ; I have therefore no alterative but to abide by the above decision. As, however, you are desirous that I should refer to higher authority the question as to whether the Powers alluded to, which were acted upon prior to the receipt of that decision, may or may not now be accepted, this correspondence will be submitted for the consideration and Orders of Government.

Proceedings of the Madras Government, Financial Department,
22nd February 1866.

No. 86. ORDER THEREON, 22nd February 1866, No. 83.

Under the circumstances, the Governor in Council authorizes the Accountant General to admit, on this occasion, the Powers of Attorney, referred to in the foregoing letters, on Messrs. Binny & Co. furnishing a Bond of Indemnity for the amount of the additional Stamp duty.

(True Extract).

Chief Secretary.

To the Accountant General.

Exd. R. H. Lee.

2 31

Madras 4th January 1866.

To.

The Accountant General
Fort Saint George

Sir.

We have the honor to acknowledge receipt of your letters of the 18th 19th and 22nd Ultimo, returning Sundry Powers of Attorney in our favor to draw Interest on Government Securities, together with copy of a letter from the Financial Secretary India Office on the subject of Stamp duty, and requesting us to have the Powers stamped to the further extent of £4-0 and 10/ respectively.

You are aware that all these Powers were twice returned to England for the same purpose and were a second time sent back to us by our Constituents without being additionally stamped, the Board of Inland Revenue having considered the present stamp ~~put~~ upon them to be quite sufficient and having refused to impress a higher one.

We feel very averse to sending these Powers a third time to England and taking into consideration the great trouble and inconvenience we as well as our Constituents have already been put to, we trust under the circumstance, & acting under the previous sanction of Government, you will have no objection to accept the Powers as they are otherwise

otherwise we must ask you to be good enough to submit this letter to Government and ask sanction for compliance with our request.

We have the honor to be &c
(Sd) Binny & Co

Bond Deptt

From

Fort Saint George
Acctt Genls Office
9th January 1861

No 347

The Accountant General
to the Govt of Madras

To

Messrs Binny & Co
Madras

Gentlemen,

In reply to your letter dated 4th Instant, regarding certain insufficiently stamped Powers of Attorney executed in England for the drawal of Interest on Government Securities in India, I have the honor to state that the decision of the Financial Secretary, India Office, in respect to the stamp duty which such Powers should bear, appears from the Correspondence connected therewith to have been passed after a full consideration of the circumstances urged by you and subsequent to a Ruling of the Inland Board of Revenue, which was duly

duly brought to his notice. I have therefore no alternative but to abide by the above decision. As however you are desirous that I should refer to higher Authority the question as to whether the Powers alluded to which were acted upon prior to the receipt of that decision may or may not now be accepted, this Correspondence will be submitted for the consideration & orders of Government.—

I have the honor to be, &c
(Sd) S. Huskington
Acctt Genl

True Copies
Macleod
Ag 2 Apptd Acctt Genl

Compd [illegible]

Rec.d 22nd Sept. 1866 ans. No. 35
Pd. 18/8/6
Ack.d

Bond Department. No. 225

Fort Saint George,
Accountant General's Office,
9th January 1866.

From,

The Accountant General
to the Government of Madras.

To,

The Chief Secretary to Government
Fort Saint George.

Sir,

I have the honor to submit for the consideration and orders of Government copy of the correspondence noted in the margin, from which it will be perceived that, I have declined to accede to the request made by Messrs Binny & Co that I should accept as sufficiently stamped certain Powers of Attorney, which under the recent decision of the Financial Secretary India Office dated 13th October last. Communicated to this Office with the Orders of Government No. 551 dated 5th Ultimo require to be impressed with an additional Stamp so as to make up the Stamp duty on each to the value of £1.10.-

x From Messrs Binny & Co. dated 4th Jany. 1866.
To- do of this days date.

2. It is true that the documents in question have been twice returned to England for additional Stamps but which owing to the former ruling of the Board of Inland Revenue have not been affixed and I have no doubt that the present refusal to accept them Powers will cause considerable inconvenience to the parties concerned. Under the circumstances however stated in my letter to Messrs Binny & Co. I do not consider that I should be justified in acting otherwise than I have done.—

I have the honor to be
Sir
Your obedient Servant
E. Luchington
Accountant General.

Financial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter
from the Accountant General.
Here inter 9th January 1866 No. 225.

Order thereon 22d February 1866 No. 83.

Under the circumstances
the Governor in Council authorizes
the Accountant General to
admit, on this occasion, the powers
of Attorney referred to in the
foregoing letters on Messrs Binny
& Co furnishing a bond of indem-
nity for the amount of the
additional Stamp duty.

By Order,

To the Accountant General

Rec'd 5th Decr 65 1-2

Financial Dept.

No.

From the Accountant General
Port St. George

To the Chief Secretary to Govt.
Port St. George.

No. 83 Dated 22d January 1866.
Rec'd

No. 225-
Encloses
No. 6

Forwards copy of the
correspondence noted in the
margin relative to Powers of Attorney
to be executed with an
additional Stamp, & as
to mode in which the stamp duty
in each to be realized.

Public Department.

Copies of the correspondence noted in the margin will be sent to the Board of Revenue & Accountant General for information & guidance.

From the Accountant General
Port St. George

To the Chief Secretary to Govt.
Port St. George.

No. 225 Dated 9th January 1866.
Rec'd

Encloses
No. 6

Under the circumstances
stated in the Accountant General's
letter the Governor in Council authorizes
the Accountant General to admit, on this occasion, the Powers of Attorney referred to in the foregoing letters on Messrs Binny & Co furnishing a bond of indemnity for the amount of the additional Stamp duty realized on the Powers of Attorney.

By Order,

To the Accountant General

35.

Finl 1866. Department.

No. 83

PROCEEDINGS OF GOVERNMENT.

Dated 22 February 1866.

35-35.