M.R.O. 1—77,006—8-6-37.

(1) Number of pages 16

(2) Date of repair 4/940

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 1882 Press —~~Misc.~~

203-205.

Dated 26-12- 1873.

940

Not to be folded or roughly handled

FINANCIAL DEPARTMENT.

No. 1883.

FROM

THE HON. W. HUDLESTON,
Chief Secretary to the Government of Fort St. George,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
DEPARTMENT OF AGRICULTURE, REVENUE, AND COMMERCE.

SIR,

I am directed to forward, for the consideration of the Government of India, a memorial from Lieutenant-Colonel R. Q. Mainwaring, Sub-Assistant Commissary-General, praying that he may be relieved from the payment to the Madras Municipality of the tax on his profession which is levied under Madras Act No. IX. of 1867.

2. A copy of the Order of this Government, dated 10th November 1873, No. 1659, and of the further correspondence* on the subject is also enclosed.

3. In the opinion of this Government, Colonel Mainwaring shows no ground whatever for the exemption claimed.

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

Chief Secretary.

FORT ST. GEORGE,
26th December 1873.

Exd. J. H. Burns.

* From Commissary-General, 25th November 1873, No. 5533.
From Colonel Mainwaring to Commissary-General, 24th November 1873.

1873.

AGRICULTURE, REVENUE, AND COMMERCE DEPARTMENT.

From

The Chief Secretary to Government,
Fort St. George,

To

The Secretary to the Govt. of India,
Agriculture, Revenue, and
Commerce Department.

Dated 26th December 1873.

Recd.

No. 1883.

Enclosure.

Madras Municipality.—Memorial from Lieutenant-Colonel R. Q. Mainwaring, Sub-Assistant Commissary-General, praying that he may be relieved from the payment to this Municipality of the tax on his profession, together with other papers on the subject, forwarded.

38

Proceedings of the Madras Government, Financial Department,
26th December 1873.

No. 203. Read the following letter from Colonel J. LOUDON, Commissary-General, to Colonel A. C. SILVER, Secretary to Government, Military Department, Fort St. George, dated Madras, 25th November 1873, No. 6455 :—

Adverting to paragraph 2 of the Order of Government on Proceedings, Financial Department, dated 10th November 1873, No. 1659, I have the honour to transmit a letter, dated 24th November 1873, from Lieutenant-Colonel R. Q. Mainwaring, Sub-Assistant Commissary-General, requesting that, under the circumstances explained, his memorial might be forwarded to the Government of India.

From Lieutenant-Colonel R. Q. MAINWARING, Sub-Assistant Commissary-General, to Colonel J. LOUDON, Commissary-General, dated Madras, 24th November 1873.

With reference to paragraph 2 of the Order of Government, dated 10th November 1873, No. 1659, I would respectfully request that my memorial might be forwarded to the Government of India, as in the case of a similar appeal by Colonel Benson, Assistant Commissary-General, the said Government ordered that, "if the Government of Madras is advised that the tax is legal," the tax must be paid, but express no opinion thereon as regards the legality, whereas the learned Judge who tried a similar case in the High Court gave it against the defendant, because it had not been shown that the Act was opposed to any Imperial Act, whilst the injustice of the tax is set forth in my memorial as being opposed to Resolution of the Government of India, Financial Department, No. 2145, dated 28th March 1873, which is of subsequent date to that of the Municipal Act.

Transferred to the Financial Department.

FORT ST. GEORGE,
27th November 1873.

(Signed) A. C. SILVER, Colonel,
Secy. to Govt., Mily. Dept.

No. 204. ORDER THEREON, 26th December 1873, No. 1882.

Ordered, accordingly, that the memorial be forwarded with this additional correspondence.

(True Extract.)

Chief Secretary.

To the Military Department.

Exd. J. H. Burns.

10

Madras 24th Novr 73.

From

Lieutenant Colonel R. D. Mainwaring,
Sub Asstt Commissy General,

To

The Commissary General,
Madras.

Sir,

With reference to para 2 of the Order of Government d/ 10th Novr 73 No 1659, I would respectfully request that my Memorial might be forwarded to the Govt of India, as in the case of a similar appeal by Colonel Benson Asstt Commy General, the said Government ordered that "if the Government of Madras is advised "that the tax is legal," but express no opinion thereon, whereas the learned Judge who tried a similar case in the High Court gave it against the defendant, because it had not been shown that the Act was opposed to any Imperial Act whilst the injustice of the tax is set forth in my Memorial, as being opposed to Resolution

Govt. of [illegible] 1873.

FINANCIAL.

THE MILITARY DEPARTMENT.

Dated December, 26th.

Read.

G.O., 26th December 1873, No. 1882.

DECEMBER.
Nos. 203—205.

Madras Municipality.—Memorial from Lieutenant-Colonel R. Q. Mainwaring, Sub-Assistant Commissary-General, praying that he may be relieved from the payment to this Municipality of the tax on his profession, together with other papers on the subject, ordered to be forwarded to the Government of India.

of the Government of India, Financial Department, No 2145 dated 16th April 1873, which is of subsequent date to that of the Municipal Act—

I have the honor to be
Sir,
Your most Obdt Servant

[illegible] Lt Colonel,
S. A. C. General—

No. 6455

Commissary General's Office

Madras 25 November 1873

From

The Commissary General

Madras

To

The Secretary to Government

Military Department

Fort Saint George

Sir

No. 1659

Adverting to para 2 of the Order of Government on Proceedings Financial Department dated 10th November 1873, I have the honor to transmit a letter dated 24th No=vember 1873 from Lieutenant Colonel R. D. Mainwaring Sub Assistant Com=missary General requesting that under the Circumstances explained, his Memorial might be forwarded to the Government of India.

I have the honor to be

Sir

Your most Obedient Servant

Laudon Colonel

Commissary General

No. 357

Requests that his Memorial to the Government of India for leave may be forwarded.

From

Lt. Col. R. D. Mainwaring

To

The Secretary to Government

Military Department

Fort Saint George

Dated 24 November 1873.

Rec'd 25 November 1873.

Ans. 25 Nov. 1873.

Dept. Sec. Letter to Govt. 25 Nov. 1873.

Dept. Sec. Letter to Govt. 2 Dec. 1873.

Judl. D/ 10 Nov 73 - Nos 71-72 453-54.
" " 27 Aug 73 " " 191 183 86
E. D. Recd D/ 28 March 73 - 2145.
Judl 10 June 73 " " 81 82 ol.

Sir
27th Nov. 1873

I have honored to the Financial Department.

Allgeyerdal
Secy. to Govt.
26th Dec 73. No 1882

Respectfully that the Memorial be forwarded with the accts. connected.

The Judy Department

Encls. C&P. 2
D&P. 1
C&P. 1
E&P. 1
185

Judy 1873 Despatch
Fr. Fort St. George
Firm No. 5533.
The Commissary Gl
Madras.

The Secretary to Govt
Military Department
Fort St. George
No 2194 No 6455

Dated 25
Recd 26th Novr 1873.
28th Encl.
Forwards a letter from Lt Col R. L. Mainwaring D.A.G. Gl requesting that his Memorial might be forwarded to the Govt. of India.

Respectfully forwarded with an Order

1873.
Financial DEPARTMENT

From
The Chief Secretary to Government,
Fort Saint George,
To
The Secretary to the Govt. of India,
Financial Department.
Dated Dec^r. 26. 1873.
Recd.
No. 1883.
Enclosure.

Nos. 203. 205

Madras Mumy.- Memorial from Lt. Col. R. D. Manwaring, Sub Asst: Commissary Genl. praying that he may be relieved from the payt. to this Mumy. of the tax on his profession, together with other papers on the Subject, fowarded.

√

Govt. of {1873.} Madras.

Financial

To

The Military Dept.

Dated Dec. 26

Recd.

Encl.

G. O. 26 Dec. 1873, No. 1882

Nos. 203. 205.

Madras Mumy. Memorial from Lt. Col. R. J. Mainwaring. Sub Asst. Commissary Genl. praying that he may be relieved from the payt. to this Mumy. of the tax on his profession, together with other papers on the Subject. Forwd. to the G. of I. with remarks.