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MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 1214 Press Mis.

213-214.

Dated 23-7- 1874.

10/4

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department,
23rd July 1874.

No. 213. Read the following Despatch from the Right Honorable the Secretary of State for India:—

Financial.
(Military Funds),
No. 77.

INDIA OFFICE, LONDON,
25th June 1874.

My Lord,—I forward herewith, for your information and guidance, copy of an Act which received the Royal Assent on the 8th instant, making provision for the transfer of the assets and liabilities of the Bengal and Madras Civil Service Annuity Funds, and the Annuity Branch of the Bombay Civil Fund, to the Secretary of State for India in Council.

I have, &c.,
SALISBURY.

His Excellency the Right Honorable
the Governor in Council, Fort St George.

No. 214. ORDER THEREON, 23rd July 1874, No. 1214.

Communicated to the Managers of the Civil Service Annuity Fund, with copy of the Act.

(True Extract.)

Acting Chief Secretary.

To the Managers of the Civil Service Annuity Fund.

Exd. W. H. French.

No. 32 of 1874.

THE FORT ST. GEORGE GAZETTE.

Published by Authority.

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TUESDAY EVENING, AUGUST 11, 1874.

Leave of Absence.

The under-mentioned Officers have obtained leave of absence from their stations :—

REVENUE DEPARTMENT.

Ootacamund, August 7, 1874.

Mr. J. F. Snaith, Acting Principal Assistant Collector, Vizagapatam, two years' furlough to Europe on medical certificate, under Section 10 (*a*), with subsidiary leave not exceeding thirty days, under Section 18 of the Civil Leave Code.

PUBLIC WORKS DEPARTMENT.

Lieutenant L. Langley, R.E., Assistant Engineer of the 2nd Grade, Godavery District, furlough in India for three months, under the provisions of G. G. O. No. 613 of 14th July 1871, in supersession of the privilege leave granted in the *Gazette* of the 7th July 1874.

Appointments.

The Right Honorable the Governor in Council has been pleased to make the following appointments :—

PUBLIC DEPARTMENT.

Ootacamund, August 7, 1874.

Surgeon Edward Foster Brockman, Resident Surgeon, General Hospital, to act as Ophthalmic Surgeon, General Hospital, during the absence of Surgeon-Major Furnell on privilege leave and during his employment on other duty.

Surgeon Daniel Robert Thompson, M.D., to act as Resident Surgeon, General Hospital, during the absence of Surgeon Brockman on privilege leave and during his employment on other duty.

Surgeon Robert Vincent Power, B.A. and M.D., to act as Surgeon of the 3rd District, Presidency, including Body Guard, during the absence of Surgeon Macrae, M.B., on privilege leave, or until further orders. This cancels Surgeon P. Thompson's appointment in the *Gazette* of the 4th instant.

ECCLESIASTICAL DEPARTMENT.

Major W. H. Caine, R.H.A., to be a Lay Trustee of the Church at Trimulgherry.

FINANCIAL DEPARTMENT.

Under the provisions of Section 8, Act III. of 1871 (the Towns' Improvement Act), the Governor in Council hereby appoints the Superintendent of Police to be a Town Commissioner, for carrying out in the town of Coimbatore, in the Coimbatore District, the purposes of the said Act.

Under the provisions of Sections 8 and 10, Act III. of 1871 (the Towns' Improvement Act), the Governor in Council hereby appoints Mr. Charles Kough, Acting Sub-Collector of Bellary, to be a

Town Commissioner and Vice-President of t Municipal Commission, for carrying out in t town of Gooty, in the Bellary District, the pu poses of the said Act.

Assumption of Charge, &c.

JUDICIAL DEPARTMENT.

Ootacamund, August 7, 1874.

Mr. A. C. Burnell, Acting District and Sessio Judge of South Tanjore, assumed charge of th Court on the 29th ultimo.

REVENUE DEPARTMENT.

Mr. W. S. Whiteside, Collector of N delivered over charge of the District to Mr. E. Pearse, the Acting Sub-Collector, on the afte noon of the 1st instant.

Investiture of Powers, &c.

JUDICIAL DEPARTMENT.

Ootacamund August 7, 1874.

UNDER Section 345 of the Code of Criminal Procedure, the under-mentioned Officers are authorized to take down the evidence of witnesses with their own hands in the English language :—

Mr. F. Brandt, Acting Session Judge of Chingleput Division.

Mr. W. J. H. LeFanu, Acting Joint Magistrate of South Arcot.

Mr. P. A. Cole, Deputy Collector and Magistrate of Malabar.

UNDER Section 37 of the Code of Criminal Procedure (Act X. of 1872), Srinivasa Charry, Deputy Tahsildar of Kilapalur, in the District of Trichinopoly, is appointed to be a Magistrate of the Third Class and to exercise the powers conferred on Magistrates of that class by Notification of 1st January 1873.

PUBLIC DEPARTMENT.

On the report of the Committee for the Examination of Assistants, the following gentlemen are declared to have qualified according to the Standard specified opposite their respective names :—

Mr. W. G. Underwood.	Second or Higher Standard.
„ J. Thomson.	
„ E. J. Sewell.	
„ H. T. Ross.	First or Lower Standard.
„ E. E. Spencer.	
„ R. S. Benson.	

LIST of Civil Servants permitted to return to duty, forwarded in accordance with Financial Despatch to the Government of India, dated July 31st, 1872, No. 303.

Name.	Service.	Appointment.	Date on which permitted to return.	
J. Broughton	Uncovenanted.	Govt. Quinologist, Madras.	Within period of leave.	e s

T. L. SECCOMBE,
Financial Secretary.

India Office, London, 10th July 1874.

Erratum.

IN the appointment of Kallianaramair to be Sub-Registrar at Vullam, in the *Fort St. George Gazette* of the 21st July 1874, *for* "3rd-Class Magistrate," *read* "2nd-Class Magistrate."

NOTICE IS HEREBY GIVEN,

First.—That information has been received by me of the deaths of the Officers, Non-Commissioned Officers, and Soldiers named and described in the subjoined Table.

Secondly.—That there have been received by me, as the surplus of their respective properties, the amounts set opposite their respective natures.

Thirdly.—That all claims by creditors against the respective properties of the deceased are to be lodged with me, within two Calendar months from the date of this Notice.

A. C. SILVER, Colonel, *Secy. to Govt., Mily. Dept.*

Ootacamund, 4th August 1874.

COMMISSIONED OFFICER.

Number.	Christian name and Surname in full of Officer, Non-Commissioned Officer, or Soldier, deceased.	Branch of Service to which deceased belonged.	Number of Regiment.	Rank of deceased.	Place of Death.	Date of Death.	Amount of Surplus,	Whether deceased known to have left a Will or not.	Other particulars respecting deceased and his property and remarks.
1	Charles Lewis Griffin ...	Military ...	H. M.'s 45th Foot ...	Lieut.-Col. ...	At Sea ...	10th Sept. 1873 ...	Rs. A. P. 969 0 0	Not known ...	Deposited 19th July 1874 and included in the Statement of Deposits transferred to England agreeably to the instructions from the Secretary to Government, Military Department, dated 16th July 1874, No. 303 E.

MILITARY DEPARTMENT.

GENERAL ORDERS BY THE RIGHT HONOURABLE THE GOVERNOR IN COUNCIL.

OOTACAMUND, 4TH AUGUST 1874.

No. 196 of 1874.—The services of Surgeon D. H. Cullimore are placed at the disposal of the Government of India, for temporary employment under the Foreign Department.

OOTACAMUND, 4TH AUGUST 1874.

No. 197 of 1874.—Colonel T. Gillilan, Controller of Military Accounts, is granted privilege leave of absence for sixty days, from the 13th instant or date of departure. Colonel J. G. Touch, Pay Examiner, will, without prejudice to his own duties, conduct those of Colonel Gillilan, during the absence and on the responsibility of the latter officer.

The under-mentioned officer is permitted to proceed to Europe :—

Major H. A Justice, of the Staff Corps, 2nd in Command, 6th Infantry, Hyderabad Contingent, on furlough on private affairs for one year and nineteen days, under the Regulations of 1868, and to embark from Bombay.

Major O. F. Smithers, of the Staff Corps, doing general duty, Madras, is granted an extension of his Europe furlough, for four days, from the 19th June 1874, to enable him to rejoin.

With reference to the General Order issued by the Government of Bombay, No. 481, dated 16th July 1874, permitting Major F. T. Pollok, of the Madras Staff Corps, doing general duty, Secunderabad, to proceed to Europe on medical certificate, that officer is granted furlough on medical certificate for two years, under the Regulations of 1868.

With reference to the General Order issued by the Government of Bombay, No. 492, dated 23rd July 1874, permitting Lieutenant D. Robertson, of the Madras Staff Corps, Assistant Commissioner, Central Provinces, to proceed to Europe on medical certificate, that Officer is granted furlough on private affairs for six months, under the Regulations of 1868.

The under-mentioned Native Officers are transferred to the Pension Establishment :—

Sappers and Miners.

Subadars	Chelyum, "Bahadoor"	On Rupees 25 each per mensem, from the 1st September 1874.
	Narrainen, do.	

OOTACAMUND, 7TH AUGUST 1874.

No. 198 of 1874.—It is hereby notified, for the information of the Officers concerned, that the following Remittances, which were exhibited in the under-mentioned Returns forwarded to the Officer in charge, Accounts Branch, Controller's Office, were included in the General Roll for the week ending 3rd August 1874.

Family Remittances of Commissioned, Warrant, and Non-Commissioned Officers and Soldiers of Her Majesty's British and Indian Forces.

The General Weekly Roll was despatched to the Financial Secretary, India Office, London, viâ Bombay and Brindisi, by the Mail of the 5th current.

No. of Returns.	Month in which the amount was paid and adjusted in the Accounts.	Names of Remitters.
	1874.	
1	August ...	Clarke, W. C., Colonel, Madras Staff Corps.
1	Do. ...	Durand, C. J., Captain, Bengal Staff Corps.
1	Do. ...	Fulton, G. A., Colonel, 39th Regiment M. N. I.
1	Do. ...	Fulton J. R., Colonel, 23rd Regiment Light Infantry.
1	Do. ...	Hailes, C. M., Lieutenant-Colonel, 8th Regiment N. I.
1	Do. ...	Hynes, Henry, Serjeant-Major, 1st Regiment Light Cavalry.
1	Do. ...	Macdonald, J. M., Captain, European Veterans.
1	Do. ...	Macrae, William, Surgeon, Indian Medical Department.
1	Do. ...	Neild, H. J. T., Lieut.-Colonel, 24th Regiment N. I.
1	Do. ...	O'Connell, H. H., Colonel, Madras Staff Corps.
1	July ...	Officer Commanding B Battery C Brigade Royal Horse Artillery.
1	Do. ...	Do. C do. C do. do.
1	Do. ...	Do. No. 4 do. 5th do. Royal Artillery.
1	Do. ...	Do. No. 6 do. 5th do. do.
1	Do. ...	Do. C do. 9th do. do.
1	Do. ...	Do. G do. 9th do. do.
1	Do. ...	Do. B do. 20th do. do.

No. of Returns.	Month in which the amount was paid and adjusted in the Accounts.	Names of Remitters.
	1874.	
1	July ...	Paymaster, Her Majesty's 16th Lancers.
1	Do. ...	Do. " 1st Battalion 21st Fusiliers.
1	Do. ...	Do. " 43rd Light Infantry.
1	Do. ...	Do. " 44th Regiment.
2	Do. ...	Do. " 45th do.
1	Do. ...	Do. " 48th do.
1	Do. ...	Do. " 67th do. (Head Quarters).
1	Do. ...	Do. " 67th do. (Right Wing).
1	Do. ...	Do. " 89th do.
1	August ...	Ring, John, Conductor, Ordnance Department.
1	Do. ...	Rideout, J. W., Lieutenant-Colonel, Madras Staff Corps.
1	Do. ...	Thomas, L. F. C., Lieutenant-Colonel, Royal Artillery.
1	Do. ...	Taylor, J. B., Captain, Madras Staff Corps.
31	Returns.	

OOTACAMUND, 7th August 1874.

No. 199 of 1874.—The following List, received from the India Office, is published:—

List No. 12, *dated* 10*th July* 1874.

List of Military Officers of the Madras Establishment permitted to return to duty and granted extensions of leave.

PERMITTED TO RETURN.

Captain F. E. West.
Surgeon V. Banks.
Do. C. A. Harvey.

GRANTED EXTENSION OF LEAVE.

Lieutenant-Colonel E. O. Legratt...2 months...Private affairs.

OOTACAMUND, 7th August 1874.

No. 200 of 1874.—The following General Order by the Government of India, is re-published:—

Fort William, the 25*th July* 1874.

No. 756 *of* 1874.—The services of Lieutenant G. E. Money, of the 16th Lancers, a candidate for the Bengal Staff Corps, are placed at the disposal of the Foreign Department, with effect from the 24th June 1874.

OOTACAMUND, 7th August 1874.

No. 201 of 1874.—The following Notifications from the *Gazette of India*, are re-published:—

Home Department, Public, Fort William, the 31*st July* 1874.

No. 582 *of* 1874.—The following appointment and promotions are sanctioned in the British Burmah Commission:—

* * *

Captain M. Furlong, Assistant Commissioner, 3rd Grade, to be a Town Magistrate of the 2nd Class *vice* Mr. C. D. C. Lloyd, resigned.

* * *

Foreign Department, General, Fort William, the 31*st July* 1874.

No 1618*G.*—The services of Captain P. D. Henderson, Under Secretary to the Government of India in the Foreign Department, are placed at the disposal of the Government of the Punjab, with a view to his being appointed Officer on special duty in Cashmere.

A. C. SILVER, Colonel,
Secretary to Government.

ARRIVALS AT THE PRESIDENCY.

Brigadier-General G. Selby, Brigade Staff—*Club.*
Lieutenant-Colonel A. G. W. Burn, Staff Corps—*No.* 1, *Orme's Road, Kilpauk.*
Major H. H. Foord, Staff Corps—*Club.*
Captain J. C. M. Russell, Staff Corps—*English Family Hotel, Dent's Gardens.*
Surgeon-Major W. H. Morgan, Medical Department—*Club.*
Surgeon J. Fitzpatrick, Medical Department—*Atkinson's Hotel.*
Conductor M. Kelly, Ordnance Department—*Ordnance Lines.*

DEPAITURES.

Brigadier-General G. Selby, Brigade Staff—*Conoor.*
Colonel J. W. Rideout, Staff Corps—*Neilgherries.*
Lieutenant-Colonel T. R. Church, Staff Corps—*Bangalore.*
Lieutenant J. A. Barlow, 107th Foot—*Secunderabad.*
Lieutenant J. J. F. Cumming, Royal Artillery—*Europe.*
Surgeon-Major W. R. Cornish, Medical Department—*Kurnool.*
Conductor Thomas Mellor, Ordnance Department—*Nagpore.*

List of Papers ordered to be placed at the disposal of the Press on the 7th August 1874.

No. on the List.	Department.	Subject.
1	Financial ...	Minutes of the Proceedings of a General Meeting of the Madras Municipal Commissioners held on 5th June 1874, together with the Statement of Receipts and Disbursements of the Municipality from 1st April to 31st May, and of the Water Distribution Project up to 31st May 1874, ordered to be published in the *Fort St. George Gazette.*
2	" ...	Opinion of the Advocate General that a person whose place of business is situated within, but whose place of residence is beyond the limits of a Division of the Municipality, is not qualified under the Act to be a Municipal Commissioner for that Division, communicated to the President of the Madras Municipal Commission.
3	" ...	Orders passed on the Annual Report of the working of the Cocanada Municipality for 1873-74.
4	Judicial ...	Sanction granted to the revised scale of fees which has been framed by the High Court for proceedings on the Original Side of the High Court, with the remark that the legislation to check litigation which was proposed in the petition referred for the consideration of the Judges, does not commend itself to their approval.
5	" ...	Sanction accorded by the Government of India to a pension of Rs. 3 per mensem to the widow of Boya Nagadu, of Virabhadrapuram, Kurnool District, who met his death while assisting the Police to arrest a band of desperate men of the Chentsa tribe accused of murder.
6	" ...	Resolution of the Government of India as to the interpretation to be put on Clause 7 of Section 18, when read with Clauses 2 and 3, Section 17 of Act VIII. of 1871 (The Registration Act), regarding documents affecting immoveable property of the value of Rupees 100 and upwards.
7	" ...	Orders relative to the protection of the Chepauk buildings from fire.
8	" ...	Report from the Acting Collector, Vizagapatam District, that two parties of Ooriya Brahmins are traversing the district practising inoculation, and that he has taken steps to put a stop to the practice, recorded; and copy circulated to all Magistrates.
9	Ecclesiastical ..	Arrangement proposed by the Right Reverend the Bishop that the Chaplain of Calicut shall visit Malliapuram every month, instead of once in every six weeks, sanctioned.
10	Public Works..	Extending the period of Surgeon Nicholson's employment on the examination of limestones.
11	" ...	Re-construction of certain bridges on the South-West Line, Madras Railway, destroyed by floods.
12	" ...	Completion of Agadala and Chettenpad distribution channel from the Ellore canal, sanctioned.
13	" ...	Rewards to Railway Officials for passing in the Vernaculars.

Notifications.

JUDICIAL DEPARTMENT.

Ootacamund, July 21, 1874.

UNDER the authority vested in him by Section 29 of the Code of Criminal Procedure, the Right Honorable the Governor in Council is hereby pleased to confer on every Magistrate of a Division of a District, exercising the powers of a Magistrate of the first class, the power of "Summary Trials" which is vested in the Magistrate of the District by Section 222 of the Code.

By order of the Right Honorable the Governor in Council.

D. F. CARMICHAEL,
Ag. Chief Secretary.

MARINE DEPARTMENT.

Ootacamund, July 6, 1874.

The Right Honorable the Governor in Council is pleased to declare the amended Rules for the better management of boats and canoes plying for hire at the outports of the Madras Presidency, which were published in the *Fort St. George Gazette*, dated the 4th October 1867, to be applicable to the outports of Sonapore and Barwah in the Ganjam District, and approves and sanctions the adoption, at these ports, of the rates of boat-hire specified in the annexed schedule.

SCHEDULE A.

Name of Outports to which the amended Boat Rules are made applicable.	Designation of the employé to be appointed Registering Officer.	Rules as to the amount of Boat-hire.	Miscellaneous Regulations.
Sonapore ...	Superintendent of Sea Customs and Conservator of Goyalpore.	1 Rupee per trip in fair and Rs 1-8-0 in foul weather. Catamaran hire 4 Annas per trip in fine and 6 Annas in foul weather.	Limits within which passengers and cargo are to be embarked and debarked are from the godowns to the north of the Custom-house to the point where the river takes a sudden turn from south to west. 2. Every license damaged or destroyed must be renewed and license fee paid thereon. 3. Fair weather to count from 1st October to April (South-west monsoon).
Barwah... ...	Superintendent of Sea Customs and Conservator of Goyalpore.	Rupee per trip in fine and Re. 1-0 in foul weather. Catamaran hire 4 Annas per trip in fine and 6 Annas in foul weather.	Limits within which passengers and cargo are to be embarked and debarked are from the godowns to the north and south ward of the Custom-house to the extent of the Collector's jurisdiction to be changed at the option of the Collector. 2. Every license damaged or destroyed must be renewed and license fee paid thereon. 3. Fair weather to count from 1st October to 31st March, and rough weather from 1st April to 30th September.

	Rs. A. P.	Between sunrise and sunset.
Boats carrying 1½ tons ...	1 8 0	
Catamarans	0 8 0	
Crew—Six men in fine and eight in rough weather. Passengers—ten Europeans or twelve Natives.		
Cargo—twenty bags of 164 lbs. each or 1½ tons.		

	Rs. A. P.	Between sunrise and sunset.
Boats carrying 1½ tons ...	1 8 0	
Catamarans... ...	0 8 0	
Crew—six men in fine and eight in rough weather. Passengers—ten Europeans or twelve Natives.		
Cargo—twenty bags of 164 lbs. each or 1½ tons.		

By order of the Right Honorable the Governor in Council.

D. F. CARMICHAEL, *Actg. Chief Secretary.*

LEGISLATIVE DEPARTMENT.

NOTIFICATIONS.

Fort William, the 31st July 1874.

No. 7.—The following enactments are published for general information :—

37 VICTORIA, CHAPTER 4.

An Act for punishing Mutiny and Desertion, and for the better payment of the Army and their Quarters.

[*24th April* 1874.]

* * * * *

99. In all places in India where any body of Her Majesty's forces may be serving situate beyond the jurisdiction of any court of small causes established by or under the authority of the Governor-General of India in Council, actions of debt and all personal actions against officers or against persons licensed to act as sutlers, or other persons amenable to the provisions of this Act not being soldiers, shall be cognizable before a court of requests composed of military officers, and not elsewhere, provided the value in question shall not exceed four hundred rupees, and that the defendant was a person of the above description when the cause of action arose, which court the commanding officer of any camp, garrison, cantonment, or military post is hereby authorized and empowered to convene. Whenever owing to paucity of officers, or to any other cause, a court of requests cannot conveniently be held at the station where the defendant or defendants may be, it shall be lawful for the officer commanding the division or district to authorize the assembly of a court by the officer commanding at the nearest place where such court can be formed. Courts of requests shall in all practicable cases consist of five commissioned officers, and in no instance of less than three, and the president thereof shall in all practicable cases be a field officer, and in no case be under the rank of a captain, and every member shall have served five years as a commissioned officer; and the president and members assisting at any such court, before any proceedings be had before it, shall take the following oath, which oath shall be administered by the president of the court to the other members thereof, and to the president by any member having first taken the oath; (that is to say,)

Where troops are serving beyond the jurisdiction of the courts of requests, &c., actions of debt not exceeding 400 rupees to be cognizable by a military court.

'I swear, that I will duly administer justice according to the evidence in the matters that shall be brought before me.

So help me God.'

And all witnesses before any such court shall be examined in the same manner as in the case of a trial by courts-martial. All actions of debt and personal actions against persons, not being soldiers, amenable to this Act within the jurisdiction of any court of small causes shall be cognizable by such court to the extent of its powers; and all such actions where the amount sued for exceeds four hundred rupees shall be cognizable by a civil court or court of small causes only; and it shall be competent for any civil court or court of small causes, or for any military court of requests held in lieu thereof under the authority of this section, upon finding or awarding any debt or damage, either to award execution thereof generally, or to direct specially that the whole or any part thereof shall be stopped and paid over to the plaintiff out of any part not exceeding one half of any pay or allowance, or out of any other public money which may respectively be coming to the defendant in the current or any future month or months, or to direct the same to be so paid by instalments. In regard to awards of execution general civil courts and courts of small causes shall proceed in accordance with the rules of procedure for such courts in India; and in all cases where execution shall be awarded generally by a military court of requests, the debt, if not paid forthwith, shall be levied by seizure and public sale of such of the defendant's goods and property as may be found within the camp, garrison, cantonment, or military post, under a written order of the commanding officer, grounded on the judgment of the court, and all orders of such commanding officer as to the manner of such sale, or the person by whom the same shall be made, or otherwise respecting the same, shall be valid and binding; and any goods and property of the defendant found within the limits of the camp, garrison, cantonment, or military post to which the defendant shall belong at any subsequent time shall be liable to be seized and sold in like manner in satisfaction of any remainder of such debt or damages; and if any question shall arise whether any such effects or property are liable to be taken in execution as aforesaid, the decision and order of the said commanding officer shall be final and conclusive with respect to the same, and if sufficient goods shall not be found within the limits of the camp, garrison, cantonment, or military post, then any public money or any part not exceeding one half of the pay or allowances accruing to the defendant shall be stopped in liquidation of such debt or damages; and if such defendant shall not receive pay as an officer or from any public department, but be a sutler, servant, or follower, he may be arrested by the [illegible] imprisoned in some convenient place within the military boundaries for any period not exceeding two months, unless the debt be sooner paid; and the said commanding officer shall not, nor shall any person acting on his orders in respect of the matters aforesaid, incur any liability to any person or persons whomsoever for any act done by him in pursuance of the provisions aforesaid; and in cases where the said court shall direct specially that the whole or any part of the debt or damages shall be stopped and paid out of part of any pay and allowances, or out of any public money, the same shall be stopped and paid accordingly in conformity with direction: Provided always, that nothing herein-before contained shall enable any such action as aforesaid to be brought in a military court of requests by any officer or soldier against any officer: Provided also, that the articles of military equipment of any defendant shall not be deemed "goods and property" under this section.

Provisions relating to courts-martial on officers and soldiers of Her Majesty's Indian forces.

100. The Government of any of the presidencies in India may suspend the proceedings of any court martial held in India on any officer or soldier belonging to Her Majesty's Indian forces within such presidencies respectively; and if any officer belonging to Her Majesty's Indian forces shall think himself wronged by the officer commanding the regiment, and shall upon due application made to him not receive the redress to which he may consider himself entitled, he may complain to his commander-in-chief in order to obtain justice, who is hereby required to examine into such complaint, and thereupon, either by himself or by his adjutant-general, to make his report to the government of the presidency to which such

officer belongs, in order to receive the further directions of such government.

As to trial of officers and soldiers serving in India.

101. Any officer or soldier, or other person subject to this Act, who shall be serving in the territories of any foreign state in India or in any country in India under the protection of Her Majesty, or at any place in Her Majesty's dominions in In in other than Prince of Wales Island, Singapore, or Malacca), at a distance of upwards of one hundred and twenty miles from the presidencies of Fort William, Fort Saint George, and Bombay, respectively, and who shall be accused of having committed any offence which, if committed in England, would be punishable by the criminal law there, may, if the same be also punishable under the Indian penal code for the time being, be tried by a general court-martial to be appointed by the general or other officer commanding-in-chief in such place for the time being, and, if found guilty, shall be liable to be sentenced by such court-martial to suffer such punishment as may legally be awarded by any of Her Majesty's courts of criminal jurisdiction within Her Majesty's dominions of India in respect of a like offence committed within the jurisdiction of such last-mentioned court; but no sentence of a general court-martial for any such offence shall be carried into execution until the same shall have been duly confirmed; and it shall be lawful for such general or other officer commanding-in-chief as aforesaid to confirm the sentence of any such general court-martial; and such general or other officer as aforesaid may, if he shall think fit, suspend, mitigate, or remit the sentence; or, in the case of a sentence of penal servitude, may commute it for any [illegible] ment, with or without hard labor, for such period as to him shall seem fit: Provided always, that in all cases wherein a sentence of death or penal servitude shall have been awarded by any such general court-martial held for the trial of a commissioned officer, or where a sentence of death shall have been awarded by any such general court-martial held for the trial of any person subject to this Act other than a commissioned officer, such sentence shall not be carried into execution until it shall have been duly approved by the Governor-General in Council, or Governor in Council of the presidency in the territories subordinate to which the offender shall have been tried: Provided also, that any person who may have been so tried as aforesaid shall not be tried for the same offence by any other court whatsoever.

No court-martial shall, in respect of the conduct of its proceedings, or the reception or rejection of evidence, be subject to the provisions of the "Indian Evidence Act, 1872," or any Act of any legislature, other than the parliament of the United Kingdom.

Duration of this Act.

102. This Act shall be and continue in force * * * in India * * * * * from the first day of January one thousand eight hundred and seventy-five inclusive, until the 1st day of January one thousand eight hundred and seventy-six * * * Provided always, that this Act shall, from and after the receipt and promulgation thereof in general orders in any part of Her Majesty's dominions or elsewhere beyond the seas, become and be in full force, anything herein stated to the contrary notwithstanding.

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Liability of soldier to maintain wife and children.

107. Notwithstanding anything in th contained, a soldier s liable to contribute maintenance of his wi of his children, and the maintenance of any bastard child of he may be proved to be the father, to the extent as if he were not a soldier, but exc shall not issue against his military necessar equipments, nor shall he be liable to be i soned or taken out of Her Majesty's serv consequence of such liability or any order for enforcing the same.

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37 VICTORIA, CHAPTER 12.

An Act to make provision for the transfer of assets and liabilities of the Bengal and Ma Civil Service Annuity Funds, and the Ann Branch of the Bombay Civil Fund, to the Se tary of State for India in Council.

[*8th June* 1874.

WHEREAS an institution, known as the Ben Civil Service Annuity Fund, was established India, under the authority given by the Court Directors of the East India Company in a pu despatch to the Governor-General in Council Fort William in Bengal, dated the Eighth December one thousand eight hundred twenty-four, for the grant of annuities to civil servants of the said Company, on th retiring from the service, who should beco subscribers to the said institution; and wher another institution, known as the Madras C Service Annuity Fund, founded on cert annuity funds of earlier dates, was establis [illegible] Madras, under the authority given by said Court of Directors in a public despatch the Governor in Council at Fort St. Geor dated the Thirty-first of December one thousa eight hundred and twenty-four, for the gra of similar annuities; and whereas another in tution, known as the Annuity Branch of t Bombay Civil Fund, founded on an annuity fu of earlier date, was established in Bombay, und the authority given by the said Court of Directo in a public despatch to the Governor in Coun at Bombay, dated the Thirty-first of December on thousand eight hundred and twenty-four, the sai Annuity Branch having a separate capital fo the grant of annuities like the Bengal and Madra Annuity Funds; and the said Civil Annuity Fund were supported by the subscriptions of the civi servants of the said Company and by certain con tributions from the said Company:

And whereas, in a financial despatch to th Government of India, dated the Tenth of February one thousand eight hundred and seventy-one, cer tain changes respecting the grant of annuitie were authorized by the Secretary of State fo India in Council, which, taken in connexion with other changes which had been previously made also under the authority of the said Secretary o State for India in Council, rendered the continu ance of the machinery of the Bengal, Madras, and Bombay Civil Annuity Funds unnecessary:

And whereas, in accordance with the instruc tions contained in the aforesaid despatch, th Government of India caused the inquiry to b made whether, upon the terms respecting th grant of annuities offered by the Secretary o State in the said despatch, the subscribers to th said Civil Annuity Funds were willing to surren der the accumulated annuity capital of the said Funds to the Secretary of State for India i Council; and the proposition so to make ove

the accumulated annuity capital on the terms offered by the Secretary of State was carried in the affirmative by the subscribers to the Bengal, Madras, and Bombay Civil Annuity Funds by a large majority of votes:

And whereas, in order to avoid any doubt that may arise in regard to the legality of such transfer, it is necessary to make provision by law for enabling the trustees of the said Civil Annuity Funds to transfer the assets and liabilities thereof, including the assets and liabilities herein-after referred to, to the Secretary of State for India in Council, and for enabling the Secretary of State for India in Council to accept the same:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Assets and liabilities of Bengal, Madras, and Bombay Civil Funds to be transferred to Secretary of State.

1. It shall be lawful for the trustees of the Bengal Civil Service Annuity Fund, and of the Madras Civil Service Annuity Fund, and of the Annuity Branch of the Bombay Civil Fund to transfer to the Secretary of State for India in Council the assets and liabilities of the Bengal, Madras, and Bombay Civil Annuity Funds, including any assets and liabilities to which the trustees of the Madras and Bombay Civil Annuity Funds may have succeeded as representing the trustees of the earlier funds at Madras and Bombay, and for the Secretary of State for India in Council to accept the same.

Annuities charged on said funds to be payable from revenues of India.

2. As soon as the assets and liabilities of the said Civil Annuity Funds, including as aforesaid, shall be transferred to the Secretary of State for India in Council, and the acceptance thereof by the Secretary of State for India in Council notified by the Government of India, all existing liabilities of the said Funds shall be deemed to be liabilities of the revenues of India, and all such liabilities may be enforced against the Secretary of State for India in Council in like manner as they might have been enforced against the trustees of the said Funds if this Act had not been passed; and every civil servant who shall at the date of such notification be an incumbent of an Annuity from any of the said Civil Annuity Funds, or from any earlier fund the assets and liabilities of which shall have been transferred as aforesaid, shall be entitled to receive from time to time the amount of such annuity from the revenues of India; and every covenanted civil servant who shall be a subscriber to any of the said Civil Annuity Funds at or after the date of such notification shall be entitled on retirement to the benefits granted by the despatch of the Secretary of State in Council to the Government of India, dated the Tenth of February one thousand eight hundred and seventy-one; namely,

If he shall have completed twenty-five years' service and twenty-one years' residence in India a full annuity of one thousand pounds payable in England, or Company's rupees ten thousand six hundred and sixty-six, ten annas, and eight pies payable in Bengal, or Company's rupees ten thousand six hundred and fifty payable in Madras or Bombay.

And if he shall be compelled to resign the service on account of ill health, clearly proved by medical certificate,

If under five years' service, a grant of five hundred pounds;

If of five years' service and under six, an invalid annuity of one hundred and fifty pounds;

If of six years' service and under seven, an invalid annuity of one hundred and seventy pounds;

and so on, an increase of twenty pounds being made to the annuity for each year's service, the highest invalid annuity being four hundred and fifty pounds for a service of twenty years.

Nothing to prejudice subscriber's claims.

3. Provided, that nothing in this Act contained shall prejudice any claim which may be made by any subscriber to the said Civil Service Annuity Funds, or by the representatives of any such subscriber, upon the funds so transferred; and in case any question shall arise between any such subscriber, or the representatives of any deceased subscriber on the one hand, and the Secretary of State for India in Council on the other, as to any liability or alleged liability of the said funds, such question shall be determined by the Court of Appeal appointed by the Judicature Act, 1873, in such manner as may be provided by any general orders, or as the said Court may, on special application, think fit to prescribe, anything in the Statute of Limitations to the contrary notwithstanding.

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37 VICTORIA, CHAPTER 13.

An Act to extend to the present Bishop of Calcutta the Regulations made by Her Majesty as to the leave of absence of Indian Bishops.

[*8th June* 1874.]

34 & 35 Vict., c. 62.

WHEREAS by an Act passed in the thirty-fourth and thirty-fifth years of the reign of Her Majesty, chapter sixty-two, it was provided that it should be lawful for Her Majesty to make such rules as to the leave of absence of Indian bishops on furlough or medical certificate as might seem to Her expedient: And whereas it was further provided that the provisions of existing Acts of Parliament should not be interfered with by such rules so far as regarded the present Bishop of Calcutta: And whereas the present Bishop of Calcutta has intimated his desire to be brought under such rules:

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Rules as to leave of absence applied to present Bishop of Calcutta.

1. The rules made by Her Majesty as to the leave of absence of Indian bishops on furlough or medical certificate under the power given to Her by section one of the said Act shall apply to the present Bishop of Calcutta.

WHITLEY STOKES,
Secy. to the Govt. of India.

FOREIGN DEPARTMENT.

NOTIFICATION.

POLITICAL.

Fort William, the 30th July 1874.

No. 1623*P.*—His Excellency the Viceroy and Governor-General in Council is pleased to recognize the appointment of Mr. A. Spitteler as German Consul at Cochin.

FINANCIAL DEPARTMENT.

NOTIFICATION.

SEPARATE REVENUE—STAMPS.

Fort William, the 31st July 1874.

No. 4685.—In exercise of the power conferred by the Court Fees Act, 1870, Section 35, the Governor-General in Council is pleased to declare that throughout the territories subject to the Governor of Fort St. George in Council, the fees payable in suits by Government ryots for the recovery of land sold for arrears of revenue, shall be reduced to the amount which would be payable if the value of the subject-matter were only the rent of the land payable for the year next before the date of presenting the plaint.

E. F. HARRISON,
Offg. Secy. to the Govt. of India.

Re-published by order of the Right Honorable the Governor in Council.

D. F. CARMICHAEL,
Ag. Chief Secretary.

Departmental Leave, &c.

No. 1265—THE under-mentioned Officer has been granted leave of absence, under Section 3, Supplement F. of the Civil Leave Code:—

U. Ramappa, District Munsif of Bekal, in the District of South Canara, for (3) three weeks, in extension of the leave granted to him under date 17th July 1874.

T. WEIR, *Ag. Registrar, Appellate Side.*

High Court of Judicature, Madras,
4th August 1874.

No. 3584.—THE Commissary-General has, under the provision of G. O G., No. 77, dated 24th March 1857, granted privilege leave of absence to Lieutenant-Colonel B. F. Heyshan, Deputy Assistant Commissary-General, for sixty days, from 18th August 1874.

Commissary-General's Office, Madras,
8th August 1874.

No. 3592.—THE Commissary-General has, under the provision of G. O. G., No. 77, dated 24th March 1857, granted privilege leave of absence to Colonel J. P. Watts, Deputy Commissary-General, for sixty days, from 17th instant.

(By order.)
J. P. WATTS, Colonel,
Dy. Commissary-General.

Commissary-General's Office, Madras,
10th August 1874.

No. 23.—Mr. F. C. Puckle, Deputy Superintendent of No. 3, Revenue Survey Party, has been granted privilege leave of absence for two months, under Section 12 of the Rules, from the date of availing himself of it.

W. H. HESSEY, Lieut.-Colonel,
Actg. Supt., Revenue Survey.

Revenue Survey Office, Chepauk,
6th August 1874.

Colonel W. C. Clarke, Acting Paymaster, Presidency, is granted privilege leave for sixty days, from 13th August 1874, or date of departure.

Captain M. A. Rowlandson, Probationer, Military Account Department, will perform the duties of Paymaster, Presidency, during the absence and on the responsibility of Colonel W. C. Clarke.

T. GILLILAN, Colonel.,
Contr. of Milty. Accounts.

Office of Controller of Military Accounts,
10th August 1874.

Mrs. J. Seshma, Matron of the Government Lying-in Hospital, Madras, is granted six months' leave of absence on medical certificate.

W. H. HARRIS, M.D.,
Supt., Lying-in Hospital.

Govt. Lying-in Hospital, Madras,
8th August 1874.

EDUCATIONAL DEPARTMENT.

THE Director of Public Instruction has granted medical leave of absence to Mr. T. R. Scott, 2nd Assistant Master, Provincial School, Calicut, for fifteen days, from 20th July to 3rd August 1874.

Madras, 3rd August 1874.

PUBLIC WORKS DEPARTMENT.

THE following promotion is ordered, with effect from 1st July 1874:—

B. Moonesawmy Chetty, Overseer of the 3rd Grade, to be Overseer of the 2nd Grade.

G. W. WALKER, Col., R.E.,
Chief Engineer.

LEAVE on medical certificate granted to Mr. B. C. Dumphy, Taluq Overseer, for one month, from 1st to 31st August 1874, both days inclusive.

J. GODDARD, Lieut.-Col., R.E.,
District Engineer, Presidency.

Fort St. George, 4th August 1874.

SICK leave for fifteen days, on medical certificate, has been granted to P. Rama Row Naidu, Sub-Overseer No. 2 or Chicacole Range, Ganjam, from the 21st July 1874.

H. SMALLEY, Major, R.E.,
Offg. District Engr., Ganjam.

Camp Berhampore, 28th July 1874.

THREE months' sick leave to Overseer C. Chinnathamby Pillay, of Errode Taluq, Coimbatore District, is to commence from 25th July, instead of from 25th June 1874, inserted in this Office notice, dated 30th July 1874.

C. V. WILKIESON, Colonel, R.E.
Supg. Engr, Coimbatore.

Supg. Engr.'s Office, Coimbatore,
3rd August 1874.

India Office
London 25th June 1874

Financial
(Military Funds)
No 969

My Lord,

I forward herewith for your information and guidance Copy of an Act, which received the Royal Assent on the 8th instant, making provision for the transfer of the Assets and liabilities of the Bengal and Madras Civil Service Annuity Funds, and the Annuity Branch of the Bombay Civil Fund, to the Secretary of State for India in Council.

I have the honor to be
My Lord,
Your Lordship's most obedient
humble Servant

His Excellency
The Right Honorable
The Governor in Council
Fort St. George.

No. 2 Financial 1874 Sept.

Financial,
(Civil Funds)
25 June 1874.

Rec'd Letter to Govt. St George.
No. 424

Rec'd 8th July 1874
£ 60500

Grounds for
Information Guidance
Copy Sanction which
exceeded the Legal Limit
making Provision for the
transfer of the Assets and
Liabilities of the Bengal
& Madras Civil Service
Annuity Funds and
the Annuity Branch
of the Bombay Civil
Fund, to the Secretary
of State for India in Council

With order.

Communicate
to the Managers of the
Civil Service Annuity
Fund, with copy of this Act.

Attested 23rd July 1874 No 1214

To the Managers of the
Civil Service Annuity
Fund with the Act
cited in the

23/7/74

Encl.

To the Managers of the Civil Service Annuity Fund.

G. O. Sept. 23. 1874. No. 52.

Fin. 26. 24

Civil Service Annuity Fund. Ref. from the Secy. of State's Govt. covering by Corresp. Resolution & guidance Copy of an Act making provision for the transfer of the assets & liabilities of the Bengal & Madras Civil Service Annuity Funds & the Annuity Branch of the Bombay Civil Fund to the Secy. of State for India in Council. Govt. to the Managers of the Civil Service Annuity Fund, with Copy of the Act.

24/3/74