

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1281	Press ~~Mis.~~
	37.38	
Dated	6 — 6 — 1918	1857

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 19th May 1857.

No. 19. Read the following Extract from the Proceedings of the Foujdaree Udalt, under date the 29th April 1857, No. 21.

Read Extract from the Minutes of Consultation dated 12th March 1857, No. 304, communicating for report certain correspondence from the Government of India, on the new forms of Annual Criminal Returns suggested for adoption by the Sudder Foujdaree Udalt at Bombay.

1. The Court of Foujdaree Udalt submit the following observations upon a consideration of the above Returns.

2. The Court are of opinion that in Tables, Nos. 1, 2, 3, 4, 5, 6, 10 and 13, the entry of the exact nature of the sentences originally passed, without reference to subsequent results on Appeal or otherwise, appears desirable, as if this is not done it will not be possible to ascertain the manner in which each authority disposed of the Prisoners brought before them. The Judges are of opinion that it would be preferable to have the result on Appeals, &c., shewn separately and distinctly in the form now submitted for the approval of the Government.

3. To Tables Nos. 5, 6 and 7, the Court of Foujdaree Udalt would suggest the appending a note shewing the manner in which cases, the proceedings of which had been called for, were finally disposed of.

4. The number of persons "Discharged on Security," may be entered in the Tables under head "Otherwise disposed of."

5. The new form No. 13, annexed to the Resolution of the Bombay Government, dated 6th August 1856, may be substituted for the form No. 13, hitherto used.

6. Table No. 5, A, has reference to Assistant Session Judges, a class of Officers not in existence in the Madras Presidency.

7. Tables Nos. 8 and 9, are inapplicable to the Madras Judicial system, there being no sentences passed by the Referring or Committing Officers in those cases in which trials are referred or commitments made from inferior to higher Courts.

8. The Court of Foujdaree Udalt observe that as all the necessary information as regards the administration of Criminal Justice will be contained in the new forms now suggested for adoption and referred to in the Extract from the Minutes of Consultation aforesaid, they beg to submit for the consideration of Government that all the Tables and Statements on the Criminal side noted in the margin, may be conveniently dispensed with, retaining only if necessary, the Comparative Abstract Statements shewing petty offences and crimes and misdemeanors for each Zillah, and the state of crimes and causes which have influenced it. The Tables &c., now recommended by them to be dispensed with, the Court of Foujdaree Udalt observe, have already been discontinued in the other Presidencies and there seems no apparent reason why these additional statements should be required from this Court alone.

Tables A to V Comparative Abstract Statements.

Ordered, that Extract from these proceedings, be forwarded to the Chief Secretary to Government for the purpose of being laid before the Right Honorable the Governor in Council.

(Signed) GEORGE ELLIS,

Register.

*Forwarded to Council for
not*

Fort St. George, Judicial Consultation, 19th May 1857.

			Result of Appeals.						
			Pending on the 1st January.	Received.	Total.	Confirmed.	Modified.	Reversed.	Pending on the 31st December.
			Persons.	Persons.	Persons.	Persons.	Persons.	Persons.	Persons.
Appeals preferred to the Magistracy from sentences or orders of the Joint Magistrate.....									
Do.	do.	Head Assistant Magistrate...							
Do.	do.	Assistant Magistrate							
Total.....									
Do.	do.	Village Police.....							
Do.	do.	Heads of Police							
Do.	do.	Ameen's Cutwalls, &c., ...							
Total.....									
Appeals preferred to the Session Judge from sentences or orders of the Magistrate.....									
Do.	do.	Joint Magistrate							
Do.	do.	Head Assistant Magistrate...							
Do.	do.	Assistant Magistrate							
Total.....									
Appeals preferred to the Session Judge from sentences of the Subordinate Judge.....									
Do.	do.	Principal Sudder Ameen ...							
Do.	do.	Sudder Ameens							
Total.....									

(Signed) GEORGE ELLIS,

Register.

No. 20. ORDER THEREON, No. 562; dated 14th May 1857.

Ordered to be communicated to the Government of India in reference to their letter of 24th January 1857, No. 199, and that they be informed that this Government approve the amendments proposed by the Court of Foujdaree Udalt in the Annual Criminal Returns submitted for adoption.

2. The Right Honorable the Governor in Council is not prepared to authorize the discontinuance of the statements A to V referred to by the Foujdaree Court. The forms recommended by the Foujdaree Court at Bombay as well as those prescribed by the Government of India, of which they are modifications, show merely the operations of each class of Court in the aggregate, Magistrates, Joint and Assistant Magistrates, Session Judges, &c., and without specification of Zillah or of the description of cases tried. The Madras forms A to V show the working of every class of functionaries having Criminal Judicial powers in every province under the Madras Presidency, the number of persons in each accused, convicted, acquitted, or held to security with the result of appeals in appealable cases. The abstracts prescribed by the Supreme Government may be sufficient for transmission to the home authorities, but the detailed information afforded by the Madras Foujdaree Statements A to V is of much value for local use, and the Government would

Fort St. George, Judicial Consultation, 19th May 1857.

regret to be deprived of it, the more so as the Officers in the Provinces must now be pretty conversant in the mode of drawing up the statements, and their preparation will become every year more easy and marked with greater accuracy.

(Signed) E. MALTBY,
Acting Chief Secretary.

Ordered that the following letter be despatched.

No. 21. From E. MALTBY, Esq., Acting Chief Secretary to the Government of Fort Saint George to the Secretary to the Government of India, dated the 14th May 1857, No. 563.

SIR,

I am directed by the Right Honorable the Governor in Council to acknowledge the receipt of your letter of 24th January 1857, No. 199, forwarding for report of this Government, the new forms of Annual Criminal Returns suggested for adoption by the Sudder Court at Bombay; and, in reply, to forward, for the information of the Supreme Government, copy of a communication received from the Court of Foujdaree Udalt dated 29th April, in answer to a reference made to them on this subject.

2. His Lordship in Council approves the amendments proposed by the Judges of the Foujdaree Udalt, and recommend their adoption. It will be observed that some of the Return are not applicable to the Madras Presidency.

(Signed) E. MALTBY,
Acting Chief Secretary.

the Governor in Council
not

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Two Parts

No 562

Extract from the Minutes of Consultation
Dated 14th May 1857.

Read the following
Extract from the Proceedings
of the Sirdar's Adalat

(Newenter 29th April 1857 No 21)

A

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Ordered to be com-
municated to the Govt
of India in reference to
their letter of 24th January
1857 No 199. and that they
be informed that this
Government approve the
amendments proposed
by the Court of Sirdar's
Adalat in the Annual
Criminal Returns sub-
mitted for adoption.

2. The Right Honble
the Governor in Council is
not

not prepared to author-
ize the discontinuance
of the Statement A to
V referred to by the
Sajdar Court. The
forms recommended by the
Sajdar Court at Bombay
as well as those pre-
scribed by the Gov^t of
India of which they
are modifications show
merely the operations of
each class of Court in
the aggregate. Magis-
trates Court and Asses-
sment Magistrates. Session
Magistrates ^{Seci} and without
specification of pillars
or of the description of
cases tried. The Madras
forms A to V show the
working of every class of
functionaries having
Criminal Judicial powers
in every Province under the
the

4th
the Madras Presidency-
the number of persons in
each accused. convicted-
acquitted - or held to
security with the result
of appeals in appealable
cases. The abstracts
prescribed by the Su-
preme Government may
be sufficient for trans-
mission to the Home
authorities but the
detailed information af-
forded by the Madras
Sajdar Statements
A to V is of much value
for ~~local~~ ^{local} use. and the
Government would regret
to be deprived of it.
the more so as the officers
in the Provinces must
now be pretty conversant
in the mode of drawing
up the statements and
their preparation will
become

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become every year more
easy and marked with
greater accuracy.
3. Ordered that
the following letter be
despatched.

To
The Secy to the Govt of
India

[Signature]
Sgt. C. Malley
Asst. Secy to Govt.
(Despatched)

In by Sum: 19 May

19020

by to Com 19th May -
Indicinal 1857 Despatched

No 579

Abstracts Nov 1857

2/11/57 May 1857

Copy to the Govt. Udalut Disp. 20th

Comp. A. Regier
McCombs
C. 8 May
P. 12-11

Recd 28th

Judicial Department

No. 563.

To the Secretary to the Government of India

Sir,

I am directed by the Right Honble the Governor in Council to acknowledge the receipt of your letter of 24th January 1857 No. 199 forwarding for report of this Government, the new forms of annual criminal Returns suggested for adoption by the Sudder Court at Bombay; and, in reply, to forward, for the information of the Supreme Government, copy of a communication received from the Court of Fuzdar at Adalat dated 29th April, in answer to a reference made to them

A
Cl
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on this subject.

2. His Lordship in Council
approves the amendments pro-
posed by the Judges of the High Court
of Madras, and recommends their
adoption. It will be observed
that some of the Returns are not
applicable to the Madras Presidency.

Fort St. George, 3
14th May, 1857 3

[Signature]
Sd/- C. W. M. M.
Sd/- Chief Secy

21

New form of Commission
- to be sent by Lord of the Sea

29th May 1857.

[Signature]
The Secy to the Hon. Secy
Judicial

[Signature]

[Signature]

In 4th Decem: 19th May
Judicial 1857 28th April

C. S. May.
St. 12 - 11