M.R.O. 1—38,000—16-1

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1584-A. 1568 Press ~~Mis.~~

21-23

Dated 5 . 12 . 1957.

Not to be folded or roughly handled

No. 21. Extract from the Minutes of Consultation, dated 5th December 1857, No. 1584 A.

Read the following papers.

JUDICIAL DEPARTMENT.

No. 13 of 1857.

OUR GOVERNOR IN COUNCIL AT FORT ST. GEORGE.

Letter dated 9th June (No. 16) 1857, para. 15.

Re-organization of the Police.

1. You were informed by our Despatch No. 4, dated 28th January 1857, that the Government of India had been instructed to submit their report upon the several measures proposed by you, for the revision of the local administration of your Presidency, with as little delay as possible. As, however, that Government may find it difficult under present circumstances, to give to your proposals the attention which they demand, and as that portion of them which refers to the improvement of the Police is of a pressing nature, we have deemed it expedient to communicate to you our views in regard to it, in anticipation of the report which has been called for.

2. The leading features of your plan for the improvement of the Police of the Madras Presidency are,

First, the appointment of a Chief Commissioner of Police for the whole Presidency, in whom will be vested, in communication with the Chief Secretary to Government, the direction, discipline and internal economy of the Police force.

Secondly, the appointment in each district of an European Deputy Commissioner of Police, with a sufficient number of subordinate officers and peons,

Thirdly, the entire separation of the Police from all connection with the Revenue branch of administration.

Fourthly, the separation of the Judicial duties of the Magistrate, from those which relate to the prevention and detection of crime.

And Fifthly, the reorganization of the Village Police.

3. In our Despatch to your Government, No. 12, dated 23rd July 1856, we stated our reasons against the appointment of a Commissioner of Police for the whole Presidency, observing "that an appointment in a great degree similar had recently been abolished in the lower provinces of Bengal, that such an appointment has long ceased to exist in the N. W. Provinces; and that a frequent clashing of authority might be apprehended, if the Superintendent of Police in each District were Subordinate at the same time to the Magistrate and also to the proposed Commissioner." The plan which you propose of separating the Judicial duties of the Magistrate from those relating to matters of Police, (which does not prevail in Bengal,) obviates our objections, by drawing a clear line of demarcation between the functions of the Magistrate and those of the Chief Commissioner, and thus preventing any collision of authority between them.

4. You are probably aware, that the principle which you so strongly advocate of separating the Judicial from the Police functions of the Magistrate, has been as strongly opposed by men of intelligence and experience, who consider that their views are more in accordance with oriental ideas, which recognize no division of functions and, regard the ruler, with as many deputies as may be needed, as exercising in his own person all the powers of the Government. The question has been fully and ably discussed on both sides. A satisfactory solution of it will best be attained by a practical application of the two systems in different localities, and as they will be tried to the best advantage under the supervision of those who respectively favor them, we authorize you, subject to such future modification as time and experience may suggest, to organize the Police of your Presidency on the plan you have recommended in your several communications on the subject to the Government of India.

5. Your first step will, of course, be the appointment of a Chief Commissioner of Police upon such salary as may be deemed proper, and sanctioned by the Government of India. Then will follow the appointment, in like manner, of the District Deputy Commissioners. The Chief Commissioner and the Deputies acting under the orders of Government, will then reorganize the District Stipendiary Police in the manner proposed by you; and on the completion of the new arrangements in any district, the Police functions of the Magistrate will cease.

6. You will make the necessary application for such legislative measures as may be requisite for giving effect to any part of your scheme of reform, and as the change will involve considerable additional expense, the regulation of which must remain with the Governor General in Council, you will communicate from time to time with the Government of India, in regard to the gradual introduction of the system into the several districts of your Presidency.

7. We concur with you as to the expediency of putting the Village Police under the control of the District Deputy Commissioner of Police. At the same time we are decidedly of opinion that any measures which may be adopted for the improvement of this important institution, respect should be had to the leading characterestics of the system which has been found to prevail among the village communities, and may be supposed to be most in accordance with the feelings and habits of the people. The decay of the Village Police system in many of our older possessions is much to be regretted; and we shall gladly give our support to any measures for re-establishing it upon such a basis as shall render it efficient for the purposes of its original institution. The appointment, duties, and allowances of the village watchman, the authority to which he is to be immediately subordinate, the position which he is to occupy in relation to the headman of the village, and the inferior officers of Police, and the sources from which the means of his remuneration (whether from lands held rent-free as before, or a system of town duties or a local assessment) are to be drawn, are subjects which will call for your early and attentive consideration. We deem it sufficient, for the present, to express our approval generally of your proposal to make the Village Police a part of the force under the superintendence of the Chief Commissioner and his District Deputies, leaving it to you to carry out, in communication with the Supreme Government, to whom a copy of this Despatch will be sent, the details of such measures as may be necessary for the fuller development of this and other portions of the plan of Police reform which you have recommended.

We are,

Your loving Friends,

(Signed) ROSS D. MANGLES,

(,,) F. CURRIE,

and other Directors.

London, 30th September 1857.

No. 22. Read the following Extract from the Minutes of Consultation in the Public Department, dated the 25th November 1857, No. 1672.

Read the following letter from the Commissioner for the Revision of Civil Salaries and Establishments throughout India.

Forwards printed copies of certain of his reports, and requests to be favored with the orders of this Government on his proposals as each subject may be disposed of, in order that he may proceed with the completion of his report. } (Here enter 10th October 1857, No. 1269.)

Revenue Department.
Board of Revenue, Madras.
Subordinate Officers in the Revenue Department, Madras.
Sheristadars of Madras.
Collectors of do.
Inam Commission do.
Agent to the Governor of Fort Saint George and his Assistant in Vizagapatam
Do. and do. in Ganjam.
Do. and do. in Kurnool.
Collector of Madras.
Survey and Settlement, Madras.
Judicial Department.
Police of Madras.
District Judges and Subordinate Judges, Madras.

} Resolved that copy of the foregoing letter be forwarded to the Revenue and Judicial Departments, together with the reports referred to relating respectively to those Departments.

(True Extract.)

(Signed) T. PYCROFT,
Chief Secretary.

Ordered that the following letter be despatched.

No. 23. From T. PYCROFT, Esq., Chief Secretary to the Government of Fort St. George; to the Secretary to the Government of India, dated the 5th December 1857, No. 1585.

SIR,

I am directed by the Right Honorable the Governor in Council to inform you that this Government have recently received the Despatch from the Honorable the Court of Directors dated 30th September 1857, Judicial Department, No. 13, on the re-organization of the Police in the Madras Presidency.

2. In this Despatch the Honorable Court after recapitulating the leading features in the plan which had been submitted to them by this Government for the improvement of the Police of the Presidency, and remarking that the measure proposed by the Government of separating the Judicial duties of the Magistrate from those relating to matters of Police had obviated the objections before expressed by the Court to the appointment of a Chief Commissioner of Police, authorized this Government, "subject to such future modification as time and experience may suggest, to organize the Police of the Presidency on the plan recommended in the several communications on the subject to the Government of India."

3. "Your first step," the Honorable Court continue, "will be of course the appointment of a Chief Commissioner of Police upon such salary as may be deemed proper, and sanctioned by the Government of India. Then will follow the appointment, in like manner, of the District Deputy Commissioner. The Chief Commissioner and the Deputies acting under the orders of Government, will then re-organize the District Stipendiary Police in the manner proposed by you; and on the completion of the new arrangements in any District, the Police functions of the Magistrate will cease."

4. Lastly the Court express their approval generally of this Government's proposals "to make the Village Police a part of the force under the superintendence of the Chief Commissioner and his District Deputies, leaving it to you, to carry out, in communication with the Supreme Government, to whom a copy of this Despatch will be sent, the details of such measures as may be necessary for the fuller development of this and other portions of the plan of Police reform which you have recommended."

5. The arrangements necessary for the reform of the Police of this Presidency under the authority thus granted by the Honorable Court will, I am instructed to state, engage the immediate and close attention of this Government. It is however evident that, as remarked by the Court, the very first step must be the appointment of a Chief Commissioner and his District Deputies and it is the object of the present letter to solicit the sanction of the Supreme Government to the salaries to be annexed to those offices.

6. The pay of the Chief Commissioner the Government would fix at the sum already named in my letter to the Government of India, 14th August 1855, para. 32, viz., Rupees 2,500 per mensem or Rupees 30,000 per annum. The Commissioner for the Revision of Civil Salaries in his review of the Police of Madras—copy of which accompanies—states that he has no objection to offer to the amount, which is that allowed to the Commissioner of Police in Bombay, and it is clear that the remuneration should be such as to enable Government to command energy and ability of the highest order. The establishment of the Commissioner, the Government would with Mr. Ricketts fix for the present, at a sum not exceeding 1,000 Rupees per mensem, to be subject to eventual revision on the extent of its labors being more fully developed by experience.

7. The Commissioner would of course be useless without efficient local Agents. The Government would propose one Superintendent on a salary of 700 Rupees a month, and an Assistant on Rupees 300, for each of the 20 Districts in the Presidency.* They would desire sanction at

*NOTE.—This appointment of Assistant did not enter into the original scheme as laid before the Government of India, but looking to the circumstances of the times and the change of feeling evoked both on the part of the rulers and ruled, the Government think it decidedly advisable. They would however desire discretionary authority to appoint to a District one Assistant of a superior class at Rupees 300, or two of a lower class at Rupees 150. They would only be appointed on clear proof of the necessity for them.

once for this number with discretionary authority to make the appointments as opportunity should offer.

8. On these arrangements being sanctioned by the Supreme Government, the work of forming and re-organizing the Police establishments will at once be entered on and proceed gradually, progress being reported to the Government of India and their approval obtained as circumstances demand.

9. A tabular statement in the prescribed form is enclosed, and I am desired earnestly to solicit for it the favorable and immediate consideration of the Supreme Government. The necessity for the reform, of which the proposal now submitted is the indispensable preliminary, is becoming daily more imminent and is now most pressing. The means now at the command of the Government are quite inadequate for the due protection of their subjects in person and property. The northern and north eastern frontier are threatened with gangs of armed marauders. Within the last few days, a most daring attack has been made by a large body of Rohillas Juggiahpettah. on an important Commercial Entrepot on the Masulipatam border, the weak Sepoy guard overpowered and several of them killed, the Treasury plundered and the private property of the leading merchants carried off to a large amount. The many calls upon the Madras Native Army and the manner in which they are of necessity distributed over a large extent of country adds to the evil.

This letter and statement will be forwarded by Express and I am directed to request that any orders which may be passed upon it may be communicated in the like manner or by Steamer, and that their substance may be intimated by Electric Telegraph if the line be open.

(Signed) T. PYCROFT,
Chief Secretary.

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Our fully considering the
dispatch from the Court.
it is clear - that
the only satisfactory course
to adopt - is - first -
to get such preparation
to settle the Salaries
&c of the Superior
Officers of this Presidency.
until these are
determined - no measure
can be adopted - which

Legislative Dept. 5th Sept. 1857

Dispd 5th By Express

No. 1585

To

The Secretary to the Government of India

Sir,

I am directed by the Right Honorable the Governor in Council to inform you that this Government have recently received the Despatch from the Honorable the Court of Directors dated 30th September 1857 Judicial Department No. 15 on the reorganization of the Police in the Madras Presidency.

2. In this Despatch the Honorable Court after recapitulating the leading features in the plan which had been submitted to them by this Govt. for the improvement of the Police of the Presidency,

and

It is highly desirable that such a movement should be effected in making the proposed Communication to the Govt. of India - and would forward it by Telegraph & beg for an immediate reply by the Mail of yesterday - Maps of Madras Presidency - The Telegraph Cable is almost complete & available for an Official Notice

Lg

and remarking that the measure proposed by the Government of separating the Judicial duties of the Magistrate from those relating to matters of Police had obviated the objections before expressed by the Court to the appointment of a Chief Commissioner of Police, authorized this Government, subject to "such future modifica-"tion as time and experi-"ence may suggest, "to organize the Police "of ~~your~~ the Presidency on "the plan ~~you have~~ re-"commended in ~~your~~ the "several communications "on the subject to the "Government of India.

3 — "Your first step" the Honorable Court continue "will be of course the "appointment of a Chief "Commissioner of Police upon

"such salary as "may be deemed proper, "and sanctioned by the "Govt. of India. Then "will follow the appoint-"ment, in like manner, "of the District Deputy "Commissioner. The "Chief Commissioner and "the Deputies acting "under the orders of Govt. "will then reorganize "the District Subordinate "Police in the manner "proposed by you; and "on the completion of "the new arrangments "in any District, the "Police functions of "the Magistrate will "cease".

4 Lastly the Court express their approval generally of this Govt. proposal "to make "the Village police a "part of the force under "the superintendence of

"of the Chief Commissioner
"and his District Du-
"ties, leaving it to
"you, to carry out,
"in communication
"with the Supreme Go-
"vernment, to whom
"a copy of this Des-
"patch will be sent,
"the details of such
"measures as may be
"necessary for the
"fuller development
"of this and other
"portions of the
"plan of police
"reform which
"you have recom-
"mended".

5. The arrange-
ments necessary
for the reform of
the

the Police of this
Presidency under
the authority thus
granted by the
Honorable Court
will, I am instructed
to state, engage
the immediate
and close attention
of this Government.
It is however
evident that, as re-
marked by the
Court, the very first
step must be
the appointment
of a Chief
Commr.

commissioner and his District Deputies and it is the object of the present letter to solicit the sanction of the Supreme Government to the salaries to be annexed to those Offices.-

6. The Pay of the Chief Commissioner the Government would fix at the sum already named in my letter to the Government of India 14th August 1855. Para 32 Viz. Rs 2500 per Mensem or Rs 30,000 per Annum.- The Commissioner for the Revision of Civil Salaries in his Review of the Police of Madras - Copy of which accompanies - States that he has no objection to offer to the Amount, which is that allowed to the Commissioner of Police in Bombay, and it is clear that the remuneration should be such as to enable Govt. to command energy and ability of the highest order - The Establishment of the Comr. the Govt. wants with Mr. Ricketts fix for the present at a Sum not exceeding 1000 Rs per Mensem to be subject to eventual Revision

on

both
8 This appointment of
Assistant did not enter
into the original scheme
as laid before the Govt
of India but looking to
the circumstances of
the times and the
change of feeling
evinced both on the
part of the Native
rulers the Govt think
it desirable
it decided by ~~Secretary~~ -
They would however
desire discretionary
authority to appoint
to a District one Asst
of a superior class
at R300 or two of R
a lower class at 150

They would only
appoint on clear
proof of the neces-
-sity for them

on the extent of his labors being
more fully developed by experience.

7 The Commissioner would
of course be used to without effi-
cient local Agents - the Govt
would propose one Superintendent
on a ~~Established~~ Salary of
+ and an
for Rs a Month ~~and an~~
assistant on R 300
~~Assistant on R 300~~ for each
of the 20 districts in the
Presidency - + They would desire
sanction at once for this number
with discretionary authority to
make the appointments as
opportunity should offer. -

8. On these arrangements
being sanctioned by the Supreme
Government the work of form-
-ing and re-organizing the
Police Establishments will
at once be entered on and
succeed

proceed gradually - progress
being reported to the Govt of
India and their approval
obtained as circumstances
demand. —

9 A tabular Statement
in the prescribed form is enclosed
and I am desired earnestly
to solicit for it the favorable
and immediate consideration of
the Supreme Govt. - The
necessity for the reform, of
which the proposal now
submitted is the indispensable
preliminary, is daily more
becoming
imminent ~~Imminent~~ and is now most
pressing - The means now
at the command of the Govt
are quite inadequate for the
due protection of their subjects
in person and property; the
Northern

Northern and North Eastern
frontiers are threatened with
gangs of Armed Marauders—
Within the last few days a
most daring attack has been
made by a large body of
Rohillas on an important
Commercial entrepot on the
Masulipatam border— the
weak Sepoy guard overpowered
and Several of them killed—
the treasury plundered and
the private property of the
leading Merchants carried
off to a large Amount— The
Army calls upon the Madras
Native Army and the manner
in which they are of necessity
distributed over a large extent
of Country adds to the evil—

This

Juggiahpettah

Fort St. George
5 Dec. 1857.

This letter and Statement
will be forwarded by express
and I am directed to request
that any orders which may
be passed upon it may
be communicated in the
like manner or by Steamer
and that their substance may
be intimated by Electric
Telegraph if the line be open.

JP

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31-8-93

12/7/28 W.

In D.ft to Cons: 8th Dec.r

Jud.l 1857 Depart.t

No. 1585.

To the Sec.ty to the Govt.

of India

Dated 5th Dec.r 1857.

R. Ans: 8th Jan.y 58 - Sect.n 6.

No 30 & 36

Copy to C. Cmd. Insp.r Police
8 Feby 1858.

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23

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