M.R.O. 14-5,450—22-10-25.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 81	Press Mis.
29-30.	
Dated 17-1-18 57.	

Not to be folded or roughly handled

No. 29. Read the following Extract from the Proceedings of the Right Honorable the Governor General of India in Council in the Financial Department, dated 28th November 1856, No. 5411.

Read again Financial Orders, Nos. 1761, and 1761 A, dated respectively 11th April last.

Read paras: 1 to 4 of Financial Despatch from the Honorable Court, No. 83 of 1856, dated 17th September.

RESOLUTION.—1. On the 11th April last, this Government recommended for the favorable consideration of the Honorable Court a proposition of the Government of Fort Saint George for increasing the pay of some of the Magisterial and Judicial Servants attached to the Department of the Agent to the Governor in Vizagapatam, and to the Departments of his Assistants; and on the same date sanctioned an increase of Establishment, amounting to 105 Rupees per month to the Court of the Agent to the Governor in *Ganjam*, and further recommended for the consideration of the Home Authorities the proposed augmentation of the salaries of certain existing appointments on the Establishment of the Agent.

Financial letter to Honorable Court, Nos. 66 & 67 of 1856.

Hon'ble Court's Finl. Des. No. 83 of 1856, dated 17th September

Vizagapatam.	Ganjam.
Head Writer.. 80	60
3rd Writer.....20	25
Criminal Jawab Navisses....30	35

2. The Honorable Court in reply point out differences in the pay granted to the individuals specified in the margin in the Vizagapatam Agent's Office as compared with the pay of those in the Ganjam Office and direct that the salaries of the Officers of the two Establishments may be fixed at the following rates, viz.

Head Writer	Rs. 70
3rd Writer	,, 20
Jawab Navisses	,, 28

3. The Honorable Court sanction the other augmentations of salaries proposed for the two Offices. These augmentations of salaries with the modifications proposed by the Honorable Court are to have effect from the 1st Instant, the date of the receipt by this Government of the Honorable Court's Despatch.

4. With regard to the Additional Establishment sanctioned by this Government for the Office of the Ganjam Agent on the representation of the Madras Government that it was necessary in view to the proper discharge of the Agent's duties, the Honorable Court direct that the sanction be re-considered; and the Right Honorable the Governor General in Council accordingly desires that the Right Honorable the Governor in Council of Fort St. George will be pleased to furnish a further report on the necessity of the Additional Establishment and also to conform in future to the general Rule now laid down by the Honorable Court that Statements of present work on an average of 3 years, as compared with that of the Department 10 years previously shall accompany all applications for increase of Establishment or Additional allowances.

ORDER.—Ordered that a copy of the above Resolution be sent to the Home Department for communication to the Government of Fort Saint George.

Foreign Department.
Home do.
Public Works do.
Military do.
Government of Bengal.
Government of Bombay.
North West Provinces.
Eastern Settlements.
Accountant General to the Government of India.
Sub Treasurer, Fort William.
Civil Auditor do.
Mint Committee, Calcutta.
Government Savings' Bank, Calcutta.

Ordered also, that an Extract of the 4th Para: of the Honorable Court's Despatch, No. 83 of 1856, be sent to the different Departments and Governments noted in the margin for their own information and for communication to the several Officers under their own control.

(A true Extract.)

(Signed) C. H. LUSHINGTON,
Secy. to the Govt. of India.

Fort St. George, Judicial Consultation, 20th January 1857.

No. 1634.

Copy forwarded to the Government of Fort Saint George, for information, in continuation of Endorsement, Nos. 498 and 500, dated 23rd April last.

Fort William, Home Department, the 18th December 1856.

(Signed) R. B. CHAPMAN,
Offg. Under Secy. to the Govt. of India.

No. 30. ORDER THEREON, No. 81; dated 17th January 1857.

1. Resolved that a copy of the foregoing Proceedings be furnished to the Agents at Ganjam and Vizagapatam; and that the former Officer be requested to report further on the necessity of the Additional Establishment sanctioned by the Government of India, under date 11th April last.

2. With reference to the comparison instituted by the Hon'ble the Court of Directors between the salaries of certain Servants of the Ganjam and Vizagapatam Agencies, it is observed that the 3rd Writer at the latter place is in the receipt of 25 and not 20 Rupees as quoted by the Court, and that no augmentation was intended to be made to his wages, which will therefore remain at their present amount.

(Signed) T. PYCROFT,
Chief Secretary.

JUDICIAL DEPARTMENT.

No. 176.

FROM

T. PYCROFT, ESQ.,
Chief Secretary to the Government of Fort St. George.

To

THE SECRETARY to the GOVERNMENT of INDIA,

Dated 26th February 1856.

SIR,

I am directed by the Right Honorable the Governor in Council to submit, for the consideration of the Government of India the accompanying letters† and Enclosures relative to a proposed increase in the Magisterial and Judicial Departments of the Establishment of the Governor's Agent in Vizagapatam.

† From the Government Agent at Vizagapatam, dated 9th and 20th February 1855, Nos. 3 & 5.
Extract Minutes Consultation, 9th March 1855, No. 183.
From the Register of Sudr Udalut, 24th March 1855, No. 132.
Extract Minutes Consultation, 17th April 1855, No. 283.
From the Agent at Vizagapatam, dated 25th June 1855, No 35
Extract Minutes Consultation, 1st August 1855, No. 549, Enclosure 1.
From the Agent at Vizagapatam, 23rd January 1856, No. 4.

2. I am desired to explain that the present application relates to a different branch of the Establishment from that in regard to which the increase recommended in Mr. Boudillon's letter, dated 8th October 1855, was granted by the Government of India in their Proceedings in the Financial Department under date the 21st November following. The Government had intended to bring the whole subject of the changes in the Establishment of the Vizagapatam District, at one and the same time, before the Government of India, but the proposition for augmenting the salaries of certain Officers of the Judicial Establishment of the Agent escaped attention when the additions proposed in the Revenue Department were submitted for Orders.

3. The present proposition originated like the former one with the late Agent, Mr. Robertson. His proposal was referred for the opinion of the Court of Sudr Udalut, who while admitting the necessity of an increase to certain salaries so as to make them equivalent to those enjoyed by Officers of the same grade in the Zillah Court, doubted the propriety of making the other additions proposed by the Agent. This opinion of the Sudr Udalut was communicated to the present Agent who was requested to state whether the entire Establishment of the Agency might not with advantage be revised so as the admit of the salaries of the Judicial Officers named by the Sudr Court being raised without any increase to the aggregate cost, but by a reduction in the Revenue Establishment, which was understood to be larger than in other Districts.

4. Mr. Smollett in reply describes the duties which devolve upon the several Revenue Sheristadars, deprecates the abolition of any one of these situations, but states nevertheless that he will bear in mind the propriety of reducing this branch of the Office on the occasion of a vacancy, if it can be done without diminishing its efficiency; he proceeds to point out the much greater labor, responsibility and expense which are entailed upon the several Judicial Officers of the Agency for whom the increase is desired, as compared with those who held similar situations in the ordinary Courts, and concludes by urging very strongly the favorable reception of the recommendation of his predecessor.

From the Agent, 25th June 1855.

5. The proposition, for which the orders of the Government of India are now requested, involves an additional charge of 125 Rupees per mensem, as shewn below:

Office.	Present salary.	Recommendation by the Agent.	Recommendation by the Sudr Udalut.
Manager, ...	70	... 100	... 100
Head Writer, ...	50	... 80	... 70
Criminal Javabnivis, Junior Assistant's Department,	20	... 30	... 28
Head Goomastah, Agent's Department	30	... 40	... nothing.
Civil Javabnivis do.	25	... 30	... ,,
Head Goomastah, Principal Assistant's Department,	30	... 40	... ,,
Head Goomastah, Senior Assistant's Department, ...	30	... 40	... ,,
Head do. Junior do. do. ...	30	... 40	... ,,
Criminal Javabnivis of Junior Assistant, ...	20	... 30	... 28
	305	430	

Boudillon

6. The important duties of Manager of the Agent's Court and the qualifications necessary for their efficient discharge are detailed by Mr. Robertson, and the propriety of placing him on a par with the Sheristadar of a Zillah Court by the addition to his salary of 30 Rupees is admitted by the Sudr Adawlut. The Sudr have recommended a salary of 70 Rupees to the Head Writer, instead of 80 proposed by the Agent. The latter salary seems under the circumstances represented both by late Agent and by Mr. Smollett to be no more than adequate to the duties expected from the Writer. Indeed, none of the Judicial Servants of the Agency can be considered as on precisely the same footing as those of similar designation in the Civil and Sessions Court, their duties are very laborious and their responsibility greater. The Head Writer has the Superintending of the Collector's and Agent's Offices combined, and the other servants of the Agency have not only to perform the heavy duties of a Civil and Sessions Court, but have in addition the Magistrate's duties to perform. Besides this double duty, involving a greater amount of labor than falls upon the Servants of an ordinary Court, the Officers of the Agent are at all times liable to be taken from their homes at much inconvenience and at considerable expence, and are stated to be usually on circuit for six months in the year.

Letter from Agent, 9th February 1854.

7. Upon these grounds the Governor in Council has resolved to recommend for the favorable consideration of the Government of India, the increase to the Judicial Establishment applied for by the Agent of Vizagapatam, and sanction is accordingly solicited to the arrangements proposed in the accompanying Statement involving an additional charge of 125 Rupees per mensem or 1500 per annum.

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

(Signed) T. PYCROFT,
Chief Secretary.

Fort St. George,
26th February 1856.

(True Copy.)

Chief Secretary.

Hxd. J. A. Wilson.

Judicial Department

No 81

Extract from the Minutes of Consultation

Dated 19 January 1857.

Read the following Extract from the Proceedings of the Government of India.

(Here enter 18th Dec/56 No 2634)

1. Resolved that a copy of the foregoing Proceedings be furnished to the Agents at Ganjam and Vizagapatam; and that the former officer be requested to report further on the necessity of the additional Establishment sanctioned by the Government of India under date 11th April last.

2. With reference to the comparison instituted by the Hon'ble

Hon'ble the Court of Directors between the salaries of certain servants of the Ganjam and Vizagapatam Agencies, it is observed that the 3d Writer at the latter place is on the receipt of 25 and not 20 Rs as quoted by the Court, and that no augmentation was intended to be made to his wages — I will therefore abstain at this present a[illegible]

J. P.

Copy to Agents at Ganjam & Vizagapatam
" Civil Auditor & Accl. Genl.
with Pro. of Govt of India & letter to & from that Govt. dated 26 Feby/56.
} disp. 22d.

Ex Dispatches 20 January

Judicial 1857 Depart.

No. 81

Extract Minutes of Cons

1/19 Jan 7/57

Frgn Guajaca 14

Vol 15 - p. 466.

Com 26 May 1857. No 17 & 19.

Ck No 940.
St No 1649.
St No 1650
Com 26 May 1857.
Ser No 29/62

29 A 30

c. 12 - Sent. 5/57
1818