

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1389

Press
~~Mis.~~

15-16

Dated

6-10-1918

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 12th October 1858.

No. 15. Read the following letter from C. PELLY, Esq., Magistrate of Bellary; to T. PYCROFT, Esq., Chief Secretary to Government, Fort St. George, dated 20th September 1858, No. 49.

SIR,

With reference to Extract from the Minutes of Consultation, under date the 23rd July last, No. 993, I have the honor to submit a statement shewing the principal places where Pounds are now ordered to be erected, in the first instance, in this district, with the number of hamlets attached to each village.

2. It appears to be the wish of Government to erect Pounds at once at Thannas or District Police stations, and to increase their number gradually as the object for which they are to be kept up and mode of working of the Act become better understood. I have selected the Cusbah stations and one or more large villages, in each talooks.

3. The provisions of Act III of 1857, will be applied of course to stray cattle of the villages, where Pounds are at present to be established, but as no provision is made in the Minutes of Consultation under reference, regarding stray cattle of villages situated at a distance from the Pound stations, for some time to come, and as Sections XII and LII of Regulation XI of 1816, which provided for the disposal of stray cattle, have now been repealed by the present Act, a question arises as to the disposal of strays found in other villages; and on this point, I would beg to request the instructions of Government. It might suffice to order for the present that all strays found in other villages should be sent, if unclaimed after a lapse of 3 days (during which time the village authorities should take care of them) to the Pound at the Kusbah station, or else to the nearest established Pound.

4. By Section XVI of Act III of 1857, all cattle, the owners of which are *unknown*, found straying on any public road, or place, may be conveyed by a Police Officer to the Pounds, but no provision is made regarding strays, the owners of which are *known*, found in public thoroughfares; why the Act is thus limited I know not, but strays, the owners of which are known to individuals or to the Police, may frequently be found on the public ways to the great annoyance of people. But I doubt if it would be legal for a private individual to send any stray so found, whether the owner was known or not to him, to the Pound, or for a Police Officer to take them, if he knew the owner.

5. In the 3rd part of para. 5, of Minutes Consultation, under reply, the Government have vested in the Magistrates the discretionary authority of appointing as Pound-keepers parties best qualified for it, in special localities, and under this authority, I purpose requesting the Officer Commanding the Military Cantonment at Bellary, to nominate a Pound-keeper under the Act for the Pound to be established in the Military Cantonment. A Pound in the Bruce Pettah or Civil part of the Cantonment will be under the Village Curnum.

Statement shewing the principal Villages in each of the Talooks of the Bellary District, where Pounds are to be erected under Act III of 1857.

Talooks.	Names of Villages.		No. of Hamlets at- tached to each Village.	Talooks.	Names of Villages.		No. of Hamlets at- tached to each Village.
Bellary.	Bellary.	{ Bruce Petta.....	2	Raidoorge.			
		{ Cantonment Petta.....	1				
	Coorgode.....		1		Raidoorge.....		6
	Kerahall.....		1		Cannakall.....		
	Coortany.....		2				
	Seragooppah.....		1				
			6	Taud- putry.	Cusbah Taudputry.....	4	
Kumply.	Kumply Fort and Petta.....		18	Ananta- poor.	Anantapoor.....	2	
	Camalapoor.....				Taudmurry.....	9	

Fort St. George, Judicial Consultation, 12th October 1858.

Talooks.	Names of Villages.	No. of Hamlets at- tached to each Village.	Talooks.	Names of Villages.	No. of Hamlets at- tached to each Village.
Hurponhully.	Hurponhully.....	4	Pengoondah.	Pengondah.....	12
Koodleghee.	Koodleghee.....	3	Pengoondah.	Purghee.....	5
Cottoor.	Cottoor.....	3	Pengoondah.	Boockaputnum.....	8
Narraindavukerah.	Narraindavukerah.....	3	Chelamuttoor.	Chelamuttoor.....	19
Hospett.	Hospett.....	3	Hindoopoor.	Hindoopoor.....	5
Hoovenhudgalee.	Hoovenhudgalee.....	2	Cusbah Maduckseerah.	Cusbah Maduckseerah.....	6
Humpasaugur.	Humpasaugur.....	2	Dhurma-veram.	Dhurma-veram.....	1
Adonie.	Adonie.....	1	Culleyandoorg.	Culleyandoorg.....	2
Coseghee.	Coseghee.....	1	Ramandroog.	Ramandroog.....	3
Yennneganoor.	Yennneganoor.....	1			
Auloor.	Auloor.....	1			
Ausperry.	Ausperry.....	1			
Gootty.	Gootty.....	1			
Ooravacondah.	Ooravacondah.....	4			
Yadakee.	Yadakee.....	8	Total.	37	132
Pamadee.	Pamadee.....	6			

(Signed) C. PELLY,
Magistrate.

No. 16.

ORDER THEREON, No. 1389; dated 6th October 1858.

This is a reference respecting the working of Act No. III, 1857, in regard to which general instructions were circulated to the Magistrates in Extract Minutes Consultation, No. 993, dated 23rd July 1858.

2. First—Para. 3.—Mr. Pelly enquires what he is to do in the case of "Strays found in other villages" by which he probably means villages where there are no Pounds. The Government observe that there need not be a Pound in every village, but it is the duty of the Magistrate (Section III of the Act,) to determine and notify the village or villages by which every Pound is to be used, and it is contemplated by Section II that no village shall be without a claim to lodge Strays in some one of the established Pounds. Mr. Pelly's proposal at the conclusion of para. 3 of his letter, is however unobjectionable.

3. Secondly—Para. 4.—Mr. Pelly complains that no provision is made in the Act in respect of Strays "found on the public ways to the great annoyance of people." That is, the Government observe, because the Act relates to "Trespasses by Cattle." The Magistrate does not require a Regulation to enable him to take measures against cattle frequenting the public roads to the annoyance or danger of passengers.

4. Thirdly—Para. 5.—A separate Pound-keeper may be appointed, as suggested, for the Military Cantonment of Bellary, but if there is a 'Head of Village' in Bruce Pettah, such Officer should be nominated and not the Village Curnum.

(Signed) T. PYCROFT
Chief Secretary.

Ed. F. Certledge.

No 49

Bellary Magistrate's Office
20th September 1858

From, C. Pelly Esquire
Magistrate of Bellary
To, J. Pycroft Esquire
Chief Secy to Govt
Fort St George
Sir,

With reference to Extract from the Minutes of Consultation under date the 23rd July last, No. 993, I have the honor to submit a Statement shewing the principal places where Pounds are now ordered to be erected in the first instance, in this District, with the number of hamlets attached to each Village—

2. It appears to be the wish of Government to erect Pounds at once at Thammals or District Police Stations, and to increase their number gradually as the object for which they are to be kept ^{up} and made of working of the Act become better understood. I have selected the Cusbah Stations and one or more large Villages in each Talook.

3. The Provisions of Act III of 1857 will be applied of course to Stray Cattle of the Villages, where pounds are at present to be established ^{but}

but as no provision is made in the Minutes of Consultation under reference regarding Stray Cattle of Villages situated at a distance from the Pounded Stations for some time to come, and as Sections XII & XIII of Regulation XI of 1816, which provided for the disposal of Stray Cattle, have now been repealed by the present Act, a question arises as to the disposal of Strays found in other Villages; and on this point, I would beg to request the instructions of Government. It might suffice to order for the present that all Strays found in other Villages should be sent, if unclaimed after a lapse of 3 days (during which time the Village Authorities should take care of them) to the Pounded at the Tnahab Station, or else to the nearest established Pounded.

4. By Section XVI of Act III of 1857, all Cattle, the owners of which are unknown, found straying on any public road, or place, may be conveyed by a Police Officer to the Pounded. but

but no provision is made regarding Strays, the owners of which are known, found in public thoroughfares; why the Act is thus limited I know not. but Strays, the owners of which are known to individuals or to the Police, may frequently be found on the public ways to the great annoyance of people. But I doubt if it would be legal for a private individual to send any Stray so found, whether the owner was known or not, to him, to the Pounded, or for a Police Officer to take them, if he knew the owner.

5. In the 3rd part of para 5, of Minutes Consultation under reply, the Government have vested in the Magistrate the discretionary authority of appointing as Pounded Keepers parties best qualified for it, in special localities, and under this authority I purpose requesting the Officer Commanding the Military Cantonment at Bellary to nominate a Pounded Keeper under the Act for the Pounded to be established in the military

Military Cantonment. A Pound in the
Bruce Pettah or Civil part of the Can-
tonment will be under the Village
Committee -

I have the honor to be
Sir
Your Most Obedient

Deputy
Magistrate

at the conclusion
of para 3
of this letter is however
unobjectionable

Judicial Dept

No 1389

E.M.C. D/O October 10/58.

Read following letter from } Here enter No 49.
the Magistrate } D/O 20th Sept/58.

This is a reference respecting the con-
-ting of Act No III/57, in regard to
the general instructions were circu-
-lated to the Magistrates in E.M.C.
No 993 D/O 23rd July/58.

2. First - Para 3. Mr. Pally enquires
what he is to do in the case of "strays
found in other villages" by which he
probably means villages where there
are no pounds. He goes on to say that
there need not be a pound in every
village, but it is the duty of the
Magistrate (Sect III of the act) to deter-
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by which every pound is to be used, & it
is contemplated by Sect II that no
village shall be without a claim to
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to enable him to take measures ag-
-ainst cattle frequenting the public roads

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passengers.

1891

4-Thirdly - Para 5. A separate
Round Keeper may be appointed,
as suggested, for the Military Can-
-tonment of Bellary, but if there
is a 'Head of Village' in Donice
Pattah, such officer should be
nominated & not the Village
Curmum.

J.P. D.L.C.
29/9/58.

To the Major Bellary Distd 12th

C29 Jp
12/10/58

June 12 1858 to Aug 13 1858
Aug 13 1858
Paid 1.55

In Aug. 6th to Nov. 12th 1858
Judicial 1858 Debt

No. 1389.

Edward J. J. J. J.

Debt 6th Decr 1858

Referring to the enquiry
made by the Magistrate of
Wellington on certain points
connected with the III of
1857 regarding Battle
Hospitals.

15th 1858

15th