

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	407	Press
29-31		Mr
Dated	27. 3.	1958

Not to be folded or roughly handled

407
P.S.

Fort St. George, Judicial Consultation, 30th March 1858.

Read the following letters.

No. 29. From the 1st Judge of the Court of } (Here enter 2nd February 1858, No. 11.)*
Small Causes.

No. 30. From the Chief Clerk to the Protho- } (Do. 21st January 1858.)*
notary of the Supreme Court.

No. 31. ORDER THEREON, No. 407; dated 27th March 1858.

With the first of the letters recorded above, the 1st Judge of the Court of Small Causes submits a series of statements exhibiting the working of that Court during the year ending 31st December 1857.

2. From these it appears that the number of suits instituted during that period was 17,674 or 5,195 less than in the previous year, and that the amount litigated for was Rs. 2,73,235-15-8 or Rs. 55,807-13-10 below that of 1856. In the average value of the suits however there has been a slight increase, being a little more than 15 Rupees each.

3. The total number of causes heard and decided during 1857 was 16,546 which exhibits a decrease of 5,439 as compared with 1856, and they were disposed of as follows:—

	1856.	1857.
Judgment for Plaintiffs...	10,582	7,855
Do. for Defendants	912	771
Non-suited and struck off	1,281	865
Compromised	9,164	6,996
Undecided	46	59
	<u>21,985</u>	<u>16,546</u>

4. The net amount carried to the credit of Government on account of Fees for Summonses, Warrants, &c. and of fines levied aggregated in 1857, Rupees 36,896-10-6 or Rupees 6,780-12 less than in the previous year, and the cost of the establishment of the Court, for the same period, amounted, as in the last year, to Rupees 75,294. The deficiency however, Rupees 48,397-5-6, between the receipts and expenditure would be considerably reduced had the actions instituted in the Supreme Court been brought in this Court which could have been done without any increase in the establishment.

5. From the Returns submitted by the Chief Clerk to the Prothonotary, it is observed that the number of actions instituted in the Supreme Court under Act IX of 1850 during 1857, was 322 or 120 less than in the previous year. This decrease is apparently owing to the system introduced in June last, of trying there only cases in which the sum of Rupees 150 and upwards were involved. The cases were disposed of as follows, in comparison with the previous year.

	1856.	1857.
Judgment for Plaintiffs	204	132
Do for Defendants	24	23
Plaintiffs non-suited	43	25
Compromised	147	126
Struck out	5	11
Undecided	19	5
	<u>442</u>	<u>322</u>

Ordered that 100 copies of the above Reports and accompanying statements be printed for distribution and sale as noted below.

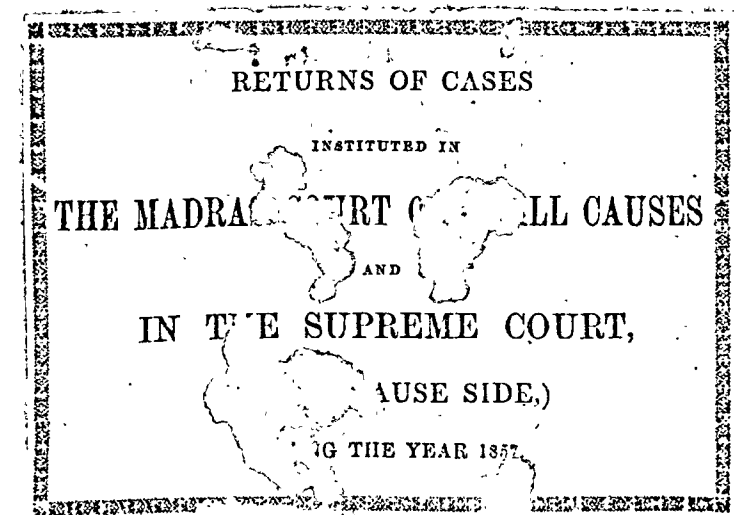
Hon'ble Court of Directors	15
Government of India	10
Do. for the Library and Mr. Townsend	2
Do. for Epitome	2

* Printed separately.

Fort St. George, Judicial Consultation, 30th March 1853.

Government of Bombay ...	...	...	...	...	5
Do. of Bengal ...	...	...	...	...	10
Do. of Agra ...	...	...	...	...	12
Judges of H. M. Supreme Court	...	...	...	...	5
Do. Court of Small Causes ...	...	...	...	...	5
Sudder Udalt ...	...	...	...	...	3
Honorable Mr. Elliott ...	...	...	...	...	1
Office and Broken Set ...	...	...	...	...	2
Office use ...	...	...	...	...	8
For sale	...	...	...	...	20
					<u>100</u>

(Signed) H. FORBES,
Acting Secretary to Govt.



34
RETURNS OF CASES

INSTITUTED IN

THE MADRAS COURT OF SMALL CAUSES

AND IN

THE SUPREME COURT

(SMALL CAUSE SIDE,)

DURING THE YEAR 1857.

PUBLISHED BY AUTHORITY.

M A D R A S :

PRINTED AND PUBLISHED BY H. SMITH, AT THE FORT SAINT GEORGE GAZETTE PRESS.
1858.

4m
No. 11.

FROM R. BURGASS, Esquire,

1st Judge of the Madras Court of Small Causes;

TO T. PYCROFT, Esquire,

Chief Secretary to Government Fort Saint George.

SIR,

I have the honor to forward herewith the annual Report of the working of this Court during the past year.

I have, &c.,

R. BURGASS,

1st Judge.

MADRAS,
2nd February 1858. }

A Statement containing the Statistics of the Madras Court of Small Causes

Months.	1 Number of Suits instituted.			2 The English cases bear to the Native cases the ratio of	3 Number of Summonses issued.	4 Number of second and further Summonses issued.	5 Number of Subpoenas issued.	6 Number of Attachments issued.	7 Number of Warrants issued.	8 Number of Judge's Warrants issued.	9 Number of copies of Judgments issued.	10 Number of Commitments issued.	11 Number of Releases issued.	12 Number of Cases referred to Arbitration.	13 Number of Warrants to sue and defend filed.	14 Appearance of parties to Suits.				15 Number of days in which the Court was opened.
	English.	Native.	Total.													By Barristers.	By Attornies.	By Vakeels.	In Person.	
1857.																				
January.....	212	1,108	1,320	1 to 5-226	3,153	361	2,451	3	544	2	6	14	2	145	23	117	1,175	23		
February....	208	1,037	1,245	1 to 4-985	2,629	313	1,821	2	484	...	7	9	3	97	14	83	1,148	21		
March.....	320	1,216	1,536	1 to 3-8	3,398	394	2,390	2	533	1	8	14	...	139	20	119	1,397	25		
April.....	216	1,089	1,305	1 to 5-041	2,897	413	2,122	1	427	...	10	10	...	122	21	101	1,183	20		
May.....	248	1,304	1,552	1 to 5-258	3,341	350	2,445	3	563	1	18	12	1	167	26	141	1,385	23		
June.....	340	1,405	1,745	1 to 4-132	3,689	476	2,523	2	578	...	13	7	1	196	16	180	1,549	26		
July.....	311	1,333	1,644	1 to 4-286	3,733	445	2,603	1	534	...	13	11	2	273	12	261	1,371	26		
August.....	272	1,048	1,320	1 to 3-852	2,920	465	2,146	1	501	2	8	8	...	254	37	217	1,066	21		
September..	275	1,276	1,551	1 to 4-64	3,348	374	2,550	2	575	2	8	7	2	291	40	251	1,260	23		
October...	279	1,245	1,524	1 to 4-462	3,617	499	2,627	1	538	1	6	8	1	251	40	211	1,273	26		
November..	290	1,407	1,697	1 to 4-851	3,567	554	2,641	8	506	...	8	16	2	278	39	239	1,419	25		
December...	280	955	1,235	1 to 3-4107	2,879	457	2,073	...	344	2	8	10	2	206	30	176	1,029	20		
Total...	3,251	14,423	17,674	1 to 4-436	39,171	5,101	28,392	26	6,127	11	113	126	16	2,419	323	2,096	15,255	279		

Madras Court of Small Causes,
The 30th day of January 1858. }

MEMOR

During the Year commencing 1st January and ending 31st December 1857, the New Year's day, Ash Wednesday, Good Friday, Her Majesty's Birthday, Hindoo and other Holidays scattered throughout the year..

of the Seventh year of its institution, namely from January to December 1857.

16				17				18																											
Average number of Suits instituted daily.				Amount litigated in the Suits instituted.				Graduated digest of Costs received on institution of Suits, but of which portions have been returned to Suitors who may have compromised their cases before hearing.																											
								Fees and Costs under 10 Rupees.				Fees and Costs under 20 Rupees.				Fees and Costs under 50 Rupees.				Fees and Costs under 100 Rupees.				Fees and Costs under 200 Rupees.				Fees and Costs under 300 Rupees.				Fees and Costs under 400 Rupees.			
57-391	20,971	6	5	620	2	...	485	6	719	4	...	612	6	455	7	...	115	12	43	2	...	114	0	...	3,165	7	...								
59-285	18,516	10	8	608	7	...	452	6	779	4	...	423	8	304	10	...	160	6	96	12	...	...	...	...	2,825	5	...								
61-44	19,250	8	10	706	2	...	617	2	950	8	...	539	10	410	14	...	104	8	...	...	...	112	6	...	3,441	2	...								
65-25	18,451	6	4	675	11	...	488	2	817	4	...	497	4	223	2	...	129	6	43	0	...	...	...	...	2,873	13	...								
67-478	24,700	3	0	736	5	...	585	6	802	4	...	718	8	612	12	...	255	10	130	14	...	...	...	...	3,841	11	...								
67-115	23,920	12	3	865	2	...	620	8	968	6	...	572	4	472	14	...	158	12	88	8	...	2	0	...	3,748	6	...								
63-2307	24,940	14	9	800	14	...	561	2	962	2	...	795	6	526	6	...	97	2	137	8	...	...	...	...	3,880	8	...								
62-859	23,426	14	4	661	4	...	466	0	753	2	...	672	2	666	4	...	102	12	132	6	...	124	12	...	3,578	10	...								
67-695	23,600	6	9	762	12	...	486	4	933	2	...	800	6	433	10	...	93	0	109	8	...	66	8	...	3,685	2	...								
58-615	23,059	6	2	761	14	...	516	6	923	2	...	663	4	498	12	...	109	8	112	6	...	60	8	...	3,645	12	...								
65-48	27,283	14	9	876	9	...	603	8	1,066	6	...	737	10	465	14	...	166	14	253	12	...	66	8	...	4,237	1	...								
61-75	25,113	7	5	571	8	...	474	0	910	0	...	603	6	611	14	...	195	14	103	2	...	308	6	...	3,778	6	...								
63-347	2,73,235	15	8	8,646	10	...	6,356	2	10,585	0	...	7,635	10	5,682	7	...	1,689	8	1250	14	...	855	0	...	42,701	3	...								

ANDUM.

Madras Court of Small Causes was closed on account of Sundays, 52 days.
and Christmas day, ... 5 "

... 29 "

Total. 86 "
The Court sat ... 279 "

Total. 365 days.

A Statement containing the Statistics of

19									20							
Graduated digest of Cases instituted during the year.									Disposal of Suits set down for hearing during the months opposite to which the numbers stand.							
Not above Co.'s Rs. 10.	Above Rs. 10 not above Rs. 20.	Above Rs. 20 not above Rs. 50.	Above Rs. 50 not above Rs. 100.	Above Rs. 100 not above Rs. 200.	Above Rs. 200 not above Rs. 300.	Above Rs. 300 not above Rs. 400.	Above Rs. 400 not above Rs. 500.	Total.	Judgment for Plaintiffs.	Judgment for Defendants.	Nonsuited.	Struck off.	Compromised.	Undecided.	Total.	
863	216	152	60	22	4	1	2	1,320	614	61	77	17	503	...	1,272	
810	205	164	42	17	5	2	...	1,245	516	35	52	10	514	...	1,127	
1,006	256	195	53	21	3	...	2	1,536	697	66	62	3	640	...	1,468	
848	220	175	46	11	4	1	...	1,305	502	34	56	4	528	...	1,124	
1,005	264	172	69	31	8	3	...	1,552	682	70	52	7	551	...	1,362	
1,176	277	205	54	26	5	2	...	1,745	772	78	48	22	749	...	1,669	
1,076	253	205	76	28	3	3	...	1,644	759	76	77	7	650	...	1,569	
859	200	156	62	35	3	3	2	1,320	617	61	46	15	473	...	1,212	
1,043	214	192	75	21	3	2	1	1,551	705	71	53	9	639	...	1,477	
999	235	194	62	26	3	4	1	1,524	733	79	48	20	606	...	1,486	
1,095	265	230	72	24	5	5	1	1,697	694	80	63	33	671	...	1,541	
725	213	190	59	35	6	2	5	1,235	564	60	45	39	472	59	1,239	
11,505	2,818	2,230	730	297	52	28	14	17,674	7,855	771	679	186	6,996	59	16,546	

the Madras Court of Small Causes &c.—(Continued.)

21										22	23	24	25	26
Amount carried to credit of Government on account of Fees deposited during the months opposite to which the amount stand.										Amount repaid to Suitors on account of compromised cases.	Costs remitted on behalf of parties proved ultimately to be paupers.	Amount paid into Court by Suitors on account of cases decreed.	Amount paid out of Court to Suitors on account of cases decreed.	Amount of Fines levied.
Fees on institution of summonses.	Second and further summonses fees.	Subpoena Fees.	Warrant and copy of Judgment fees.	Fees realized in Pauper Suits.	Total Gross amount.	Amount of half costs.	Net amount carried to credit of Government.							
2,959 3...	37 10	186 4	130 2...	8	3,313 11...	668 12	2,644 15...	668 12	...	2,778 0 6	2,674 4 7	1		
2,646 13...	45 ...	151 2	139 2 1...		2,983 1...	537 12	2,445 5...	537 12	...	2,738 1 2	2,838 11 2	...		
3,229 15...	45 2	185 10	161 10...	14	3,623 3...	693 5	2,929 14...	693 5	...	2,871 14 0	3,037 10 3	...		
2,700 12...	32 12	158 6	112 12...		3,004 10...	585 0	2,419 10...	585 0	...	2,914 12 3	2,886 2 4	...		
3,618 5...	43 0	301 0	129 4...		3,991 9...	567 10	3,423 15...	567 10	...	3,248 10 10	3,399 4 0	...		
3,522 0...	57 2	193 12	139 8...		3,912 6...	786 12	3,125 10...	786 12	...	3,664 2 5	3,524 14 8	...		
3,618 0...	68 8	210 0	154 4...	8	4,051 4...	710 13	3,340 7...	710 13	...	3,444 1 5	3,582 15 5	...		
3,330 12...	59 6	209 14	152 2...		3,752 2...	627 11	3,124 7...	627 11	...	4,197 13 9	4,018 4 10	...		
3,424 3...	39 14	235 10	148 6...		3,848 1...	577 0	3,271 1...	577 0	...	5,244 9 0	4,999 2 6	...		
3,375 13...	56 10	230 10	147 2 10 12		3,820 15...	710 9	3,110 6...	710 9	...	5,574 6 9	5,446 13 1	...		
3,939 3...	72 2	243 12	135 4...		4,390 5...	680 1	3,710 4...	680 1	...	5,787 10 6	5,970 5 2	...		
3,551 14 6	61 14	184 8	127 10...		3,925 14 6	577 2	3,348 12 6	577 2	...	3,620 6 3	3,588 7 5	1		
39,916 13 6	619 0	2,390 8	1,677 2 13 10		44,617 1 6	7,722	7,36,894 10 6	7,722 7	...	46,084 8 10	45,966 15 5	2		

G. E. COVER,

Clerk.

Comparative Table of Causes heard and decided from January to December 1856, and from January to December 1857.

	January.		February.		March.		April.		May.		June.		July.		August.		September.		October.		November.		December.		Total.	
	1856	1857	1856	1857	1856	1857	1856	1857	1856	1857	1856	1857	1856	1857	1856	1857	1856	1857	1856	1857	1856	1857	1856	1857	1856	1857
Judgment for Plaintiffs...	1,156	614	1,083	516	1,008	697	1,119	502	1,023	682	754	772	953	759	702	617	691	705	733	733	736	604	565	564	10,582	7,855
Nonsuit for Defendants	75	61	35	69	66	66	34	89	34	110	70	64	111	76	67	61	66	71	72	79	74	80	60	60	912	771
Compromised	1,036	503	975	514	914	640	1,002	528	600	551	610	749	803	650	634	473	560	639	715	606	713	671	693	472	1,281	805
Undecided	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	46	59	6996	59
Total	2,400	1,272	2,250	1,127	2,119	1,468	2,391	1,124	1,867	1,362	1,512	1,669	1,979	1,569	1,478	1,212	1,390	1,477	1,638	1,486	1,608	1,511	1,333	1,239	21,045	16,546

Madras Court of Small Causes,
The 30th day of January 1858.

MEMORANDUM.

Number of Causes heard and decided in 1856... 21,985
do. in 1857... 16,546

Decrease in 1857... 5,439

G. E. COWER, Clerk.

Return of graduated Digest of Causes instituted from January to December 1857.

Year and Months.	Not above Company's Rupees 10.		Above Rupees 10 not above Rupees 20.		Above Rupees 20 not above Rupees 50.		Above Rupees 50 not above Rupees 100.		Above Rupees 100 not above Rupees 200.		Above Rupees 200 not above Rupees 300.		Above Rupees 300 not above Rupees 400.		Above Rupees 400 not above Rupees 500.		Total.	
	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.
1857.																		
January	863	216	152	60	22	4	1	2	1	2	2	2	2	2	2	2	1,320	1,320
February	810	205	164	42	17	3	2	2	2	2	2	2	2	2	2	2	1,245	1,245
March	1,006	256	195	53	21	4	3	3	3	3	3	3	3	3	3	3	1,536	1,536
April	848	220	175	46	11	8	1	1	1	1	1	1	1	1	1	1	1,305	1,305
May	1,005	264	172	69	31	8	3	3	3	3	3	3	3	3	3	3	1,532	1,532
June	1,176	277	205	54	26	5	2	2	2	2	2	2	2	2	2	2	1,745	1,745
July	1,076	253	205	76	28	3	3	3	3	3	3	3	3	3	3	3	1,614	1,614
August	859	200	156	62	35	3	3	3	3	3	3	3	3	3	3	3	1,320	1,320
September	1,043	214	192	75	21	3	3	3	3	3	3	3	3	3	3	3	1,551	1,551
October	999	235	194	62	26	3	3	3	3	3	3	3	3	3	3	3	1,524	1,524
November	1,095	265	230	72	24	5	5	5	5	5	5	5	5	5	5	5	1,697	1,697
December	725	213	190	59	35	6	2	2	2	2	2	2	2	2	2	2	1,235	1,235
Total	11,505	2,818	2,230	730	297	52	28	14	14	14	14	14	14	14	14	14	17,674	17,674

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER, Clerk.

A Statement of the graduated Digest of costs of Summonses, from January to December 1857.

Month.	Fees and Costs under 10 Rupees.		Fees and Costs under 20 Rupees.		Fees and Costs under 50 Rupees.		Fees and Costs under 100 Rupees.		Fees and Costs under 200 Rupees.		Fees and Costs under 300 Rupees.		Fees and Costs under 400 Rupees.		Fees and Costs under 500 Rupees.		Total.	
	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.
1857																		
January	620	2 0	485	6 0	719	4 0	612	6 0	455	7 0	115	12 0	43	2 0	114	0 0	3,165	7 0
February	608	7 0	452	6 0	779	4 0	423	8 0	304	10 0	160	6 0	96	12 0	0	0	2,825	5 0
March	706	2 0	617	2 0	950	8 0	539	10 0	410	14 0	104	8 0	0	0	112	6 0	3,441	2 0
April	675	11 0	488	2 0	817	4 0	497	4 0	223	2 0	129	6 0	43	0 0	0	0	2,873	13 0
May	736	5 0	585	6 0	802	4 0	718	8 0	612	12 0	255	10 0	130	14 0	0	0	3,841	11 0
June	865	2 0	620	8 0	968	6 0	572	4 0	472	14 0	158	12 0	88	8 0	2	0	3,748	6 0
July	800	14 0	561	2 0	962	2 0	795	6 0	526	6 0	97	2 0	137	8 0	0	0	3,880	8 0
August	661	4 0	466	0 0	753	2 0	672	2 0	666	4 0	102	12 0	132	6 0	124	12 0	3,578	10 0
September	762	12 0	486	4 0	933	2 0	800	6 0	433	10 0	93	0 0	109	8 0	66	8 0	3,685	2 0
October	761	14 0	516	6 0	923	2 0	603	4 0	498	12 0	109	8 0	112	6 0	60	8 0	3,645	12 0
November	876	9 0	603	8 0	1,066	6 0	737	10 0	465	14 0	166	14 0	253	12 0	66	8 0	4,237	1 0
December	571	8 0	474	0 0	910	4 0	603	6 0	611	14 0	195	14 0	103	2 0	308	6 0	3,778	6 0
Total	8,646	10 0	6,356	2 0	10,585	0 0	7,635	10 0	5,082	7 0	1,689	8 0	1,250	14 0	855	0 0	42,701	3 0

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,

Clerk.

A Statement shewing the number of Causes remaining undecided on the 31st December 1857.

	Number of Causes postponed.					Remarks.
	For Plaintiffs or Defendants or for parties' witnesses.	For Attachment.	At the request of Plaintiffs or Defendants, or both parties.	By order of Court.	Total.	
1	32	...	3	23	59	...

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,
Clerk.

Abstract Statement of Causes heard, and how disposed of, with the Commission and Fees leviable thereon, from January to December 1857.

Months.	Judgment for Plain- tiff.	Judgment for De- fendant.	Nonsuited.	Struck off.	Compromised.	Undecided.	Total.	Commission and Fees.		
								Rs.	A.	P.
1857.										
January	614	61	77	17	503	...	1,272	2,644	15	...
February.. ..	516	35	52	10	514	...	1,127	2,445	5	...
March	697	66	62	3	640	...	1,468	2,929	14	...
April.....	502	34	56	4	528	...	1,124	2,419	10	...
May	682	70	52	7	551	...	1,362	3,423	15	...
June	772	78	48	22	749	...	1,669	3,125	10	...
July... ..	759	76	77	7	650	...	1,569	3,340	7	...
August ...	617	61	46	15	473	...	1,212	3,124	7	...
September..	705	71	53	9	639	...	1,477	3,271	1	...
October... ..	733	79	48	20	606	...	1,486	3,110	6	...
November...	694	80	63	33	671	...	1,541	3,710	4	...
December ..	564	60	45	39	472	59	1,239	3,348	12	6
Total...	7,855	771	679	186	6,996	59	16,546	36,894	10	6

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,
Clerk.

A Comparative Statement of Commission and Fees realized and credited in the Cash Accounts, from January 1856 to December 1857 prepared in the Office of the Clerk of the Court and rendered to the Accountant to the Government of Madras—Judicial Department.

Months.	1856.		1857.		Remarks.
	On account of Fees received on the issue of writs and prosecution of Suits.	On account of Fees received on the issue of Distraint process.	On account of Fees received on the issue of writs and prosecution of Suits.	On account of Fees received on the issue of Distraint process.	
1856.	4,688 14	4,487 5	2,644 15	2,445 5	Total decrease of Fees in 1857.
	4,090 8	4,325 5	2,929 14	2,419 10	2,042 0
	4,325 5	3,680 2	2,419 10	3,423 15	1,160 10
	3,674 10	3,264 1	3,423 15	3,138 10	1,905 11
	3,264 1	4,068 2	3,125 10	3,340 7	256 3
	4,068 2	3,243 4	3,340 7	3,124 7	125 7
	3,243 4	2,535 8	3,124 7	3,271 1	727 11 6
	2,535 8	3,483 3	3,271 1	3,110 6	118 13 6
	3,483 3	3,242 1	3,110 6	3,710 4	...
	3,242 1	2,569	3,710 4	3,348 12 6	...
	2,569	43,677 6	3,348 12 6	36,907 10 6	...
	Total	43,677 6	36,894 10 6	1,983 8	8,753 4
1857.	4,688 14	4,487 5	2,644 15	2,445 5	Total increase of Fees in 1857.
	4,090 8	4,325 5	2,929 14	2,419 10	...
	4,325 5	3,680 2	2,419 10	3,423 15	...
	3,674 10	3,264 1	3,423 15	3,138 10	...
	3,264 1	4,068 2	3,125 10	3,340 7	...
	4,068 2	3,243 4	3,340 7	3,124 7	...
	3,243 4	2,535 8	3,124 7	3,271 1	...
	2,535 8	3,483 3	3,271 1	3,110 6	...
	3,483 3	3,242 1	3,110 6	3,710 4	...
	3,242 1	2,569	3,710 4	3,348 12 6	...
	2,569	43,677 6	3,348 12 6	36,907 10 6	...
	Total	43,677 6	36,894 10 6	1,983 8	8,753 4

G. E. COWER,
Clerk.

Madras Court of Small Causes,
The 30th day of January 1858.

Abstract Statement of Sums recovered and paid to Plaintiffs, &c., on Account of their Demands from January to December 1857.

Balance on hand, Co.'s Rupees...		Rs.	A.P.	Rs.	A.P.
To Cash received on Causes decreed in January 1857.		2,778	0 6	5,917	12 1
Do. do.	February do.	2,738	1 2		
Do. do.	March do.	2,871	14 0		
Do. do.	April do.	2,914	12 3		
Do. do.	May do.	3,248	10 10		
Do. do.	June do.	3,664	2 5		
Do. do.	July do.	3,444	1 5		
Do. do.	August do.	4,197	13 9		
Do. do.	September do.	5,244	9 0		
Do. do.	October do.	5,574	6 9		
Do. do.	November do.	5,787	10 6		
Do. do.	December do.	3,620	6 3		
Total Company's Rupees...		46,081	8 10	52,002	4 11
By Cash paid to Plaintiffs, &c., for Causes decreed in					
Do. do.	January 1857.			2,074	4 7
Do. do.	February do.			2,838	11 2
Do. do.	March do.			3,037	10 3
Do. do.	April do.			2,886	2 4
Do. do.	May do.			3,399	4 0
Do. do.	June do.			3,524	14 8
Do. do.	July do.			3,582	15 5
Do. do.	August do.			4,018	4 10
Do. do.	September do.			4,999	2 6
Do. do.	October do.			5,416	13 1
Do. do.	November do.			5,970	5 2
Do. do.	December do.			3,588	7 5
Balance carried to next Account...				45,966	15 5
Total Company's Rupees...				6,035	5 6
Total Company's Rupees...				52,002	4 11

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,
Clerk.

Abstract of the particulars of Demand from January to December 1857.

Months.	Cloths sold and delivered.	Other goods sold and delivered.	Bills of Exchange and Promissory Notes.	Wages.	Work and labour.	Work and labour and materials.	For money paid.	For money lent.	For money had and received.	On an account stated.	For use and occupation.	On Judgment.	Guarantee.	Partnership balance.	Other actions in assumption.	Trover.	Case.	Trespass.	Assault.	Replevin.	Interpleader.	Recovery of small Tenements.	Ejectments.	Against Executors.	Covenant.	Total.	
1857.																											
January	153	301	364	35	25	3	32	81	9	123	39	10	4	89	54	54	1	9	4	4	10	7	2	10		1,365	
February	160	294	384	32	27	7	32	80	5	92	44	5	2	71	45	45	2	...	...	...	2	1	2	2		1,291	
March... ..	138	318	447	41	34	...	44	124	...	190	37	10	4	80	66	66	1	...	...	2	4	3	3	...		1,578	
April... ..	146	378	424	11	60	6	15	78	15	91	6	3	1	25	27	27	4	1	...	...	...	15	...	...		1,311	
May... ..	192	380	444	45	34	7	41	73	14	77	41	3	3	150	63	63	2	2	...	1	4	6	...	...		1,594	
June	190	343	430	39	27	13	32	121	35	126	36	9	2	305	47	47	3	...	...	...	6	5	...	...		1,781	
July... ..	169	335	440	32	27	4	38	120	13	148	50	16	2	193	88	88	4	3	...	1	1	1	...	6		1,695	
August	132	242	431	72	33	...	31	75	12	113	38	11	1	75	50	50	4	2	...	5	2	5	...	4		1,363	
September... ..	180	363	448	61	39	...	37	103	10	106	60	9	1	134	41	41	2	2	...	1	1	7	...	6		1,612	
October	223	305	413	68	35	...	47	140	22	90	46	8	...	82	56	56	7	3	...	...	16	5	...	4		1,570	
November... ..	255	385	445	45	32	1	40	146	12	142	42	9	1	83	59	59	...	...	3	2	14	8	5	12		1,746	
December	116	242	404	31	21	...	35	92	6	89	21	9	2	83	45	45	...	...	8	1	3	5	8	4	2		1,263
Total	2,054	3,916	5,074	512	394	45	424	1,233	153	89	1,387	460	102	23	1,370	641	641	38	26	...	19	65	71	16	57		18,169

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,
Clerk.

Statement of Causes instituted in the District Department from January to December 1857, with the amount of Rent sued for, the gross amount of Costs deposited, and the amount of Costs credited to Government.

Months.	Compromised before appraisalment.	Executed by sale.	Dismissed before appraisalment.	Unexecuted.	Compromised after appraisalment.	Dismissed after appraisalment.	Total number of causes.	Amount of Rent sued for.	Gross amount of costs deposited.	Amount of costs credited to Government.	Amount of Subpena fees.	Total amount credited to Government.
1857.												
January....	..	..	..	..	..	..	1	84	13	..	..	13
February....	..	..	..	..	..	..	..	..	..	..	..	..
March....	..	..	..	..	..	..	..	..	..	..	..	..
April....	..	..	..	..	..	..	..	..	..	..	..	..
May....	..	..	..	..	..	..	..	..	..	..	..	..
June....	..	..	..	..	..	..	..	..	..	..	..	..
July....	..	..	..	..	..	..	..	..	..	..	..	..
August....	..	..	..	..	..	..	..	..	..	..	..	..
September....	..	..	..	..	..	..	..	..	..	..	..	..
October....	..	..	..	..	..	..	..	..	..	..	..	..
November....	..	..	..	..	..	..	..	..	..	..	..	..
December....	..	..	..	..	..	..	..	..	..	..	..	..
Total....	..	..	..	..	..	..	1	84	13	..	..	13

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,

Clerk.

[12]

[13]

No. 11.

Statement shewing the amount of Fines levied from January to December 1857.

Year.	Months.	Amount.		
		Rs.	A.	P.
1857.	January...	1	..	..
"	February.....	..	..	..
"	March ...	..	..	..
"	April ...	..	..	..
"	May ...	..	..	..
"	June...	..	..	..
"	July ...	..	..	..
"	August ...	..	..	..
"	September ...	..	..	..
"	October ...	..	..	..
"	November ...	..	..	..
"	December ...	1	..	..
Total Company's Rupees...		2	..	..

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,
Clerk.

No. 12.

Statement shewing the Monthly Salaries of three Judges and of the Establishment.

Monthly Salary of the						Establishment.		Total.	
First Judge.		Second Judge.		Third Judge.					
Rs.	A. P.	Rs.	A. P.	Rs.	A. P.	Rs.	A. P.	Rs.	A. P.
1,500	0 0	1,000	0 0	1,000	0 0	2,774	8 0	6,274	8 0

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,
Clerk.

10 m

Abstract Statement of unrecovered Costs from January to December 1857.

Months.	Pauper Suits.			Costs remitted on behalf of parties proved ultimately to be paupers.			Costs of attachment ordered but not taken out by parties.			Fees of second and further Summonses not being taken out by parties.			Costs of Warrants ordered against Witnesses but not called for.			Total.		
	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.
1857.																		
January.....	...	...	...	...	...	...	...	...	...	7	6	...	...	...	...	7	6	...
February ...	...	...	...	...	...	...	...	...	...	8	6	...	...	...	...	8	6	...
March.....	...	...	...	...	...	...	...	...	...	20	14	...	...	...	...	20	14	...
April.....	...	...	...	...	...	...	...	...	...	14	0	...	...	...	...	14	0	...
May... ..	...	6	...	...	...	...	...	...	...	11	10	...	...	...	...	12	0	...
June.....	...	7	2	...	...	...	...	...	...	11	0	...	...	...	...	18	2	...
July... ..	...	...	...	...	...	...	...	...	...	14	4	...	...	...	...	14	4	...
August ...	...	10	...	...	...	...	...	...	...	11	10	...	...	...	...	12	4	...
September ...	...	...	...	...	...	...	...	...	...	16	2	...	...	...	...	16	2	...
October... ..	...	...	...	...	...	...	...	...	...	17	4	...	...	...	...	17	4	...
November..	...	12	...	...	...	...	...	...	...	20	4	...	...	...	...	21	0	...
December ...	...	...	...	...	...	...	...	...	...	29	8	...	...	...	...	29	8	...
Total.....	8	14	...	...	...	...	...	...	...	182	4	...	...	...	...	191	2	...

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,

Clerk.

Statement shewing the number of Suits instituted in the Madras Court of Small Causes and the amount of Fees realized thereon during the years 1851, 1852, 1853, 1854, 1855, 1856, 1857, together with the progressive increase and decrease in each year.

Year.	Number of causes instituted.	Increase of causes in each year.	Decrease of causes in each year.	Fees realized.			Increase of Fees in each year.			Decrease of Fees in each year.		
				Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.
1851	23,668	...	...	Rs.	37,417	7	...	...	...	...	...	...
1852	24,592	724	...	43,349	2	3	5,931	11	3	...	...	...
1853	25,192	800	...	46,479	10	...	3,130	7	9	...	...	...
1854	26,483	1,291	...	49,281	10	...	2,802	...	...	...	...	...
1855	26,199	...	284	51,754	12	...	2,473	2	...	...	...	...
1856	22,869	...	3,330	43,682	14	6	...	...	...	8,071	13	6
1857	17,674	...	5,195	36,909	10	6	...	...	...	6,773	4	...

Madras Court of Small Causes,
The 30th day of January 1858.

G. E. COWER,

Clerk.

RETURNS OF CASES

INSTITUTED IN

THE SUPREME COURT,

(SMALL CAUSE SIDE.)

DURING THE YEAR 1857.

JUDICIAL DEPARTMENT.

TO THE SECRETARY TO GOVERNMENT,

Fort Saint George.

SIR,

I have the honor, by the direction of the Honorable the Judges, to forward for the information of Government, the accompanying Returns, from No. 1 to No. 6, shewing the despatch of business in the Supreme Court at Madras under Act IX of 1850, during the year 1857.

I have, &c.,

D. SHAW,

Chief Clerk to the Prothonotary.

Supreme Court, Madras,
Prothonotary's Office,
21st January 1858.

No. 1.
A Return of Cases instituted under Act IX of 1850 in the Supreme Court during the year 1857.

	Of 100 Rupees.	Above 100 Rupees not above 200 Rupees.	Above 200 Rupees not above 300 Rupees.	Above 300 Rupees not above 400 Rupees.	Above 400 Rupees not above 500 Rupees.	Total of each.	Grand Total.
1857.							
January.....	8	15	4	7	3	37	
February.....	8	13	9	2	1	33	
March.....	5	19	4	7	3	38	
April.....	10	17	8	3	3	41	
May.....	6	20	12	8	4	50	
June.....	...	17	4	...	...	21	
July.....	...	6	3	5	2	16	
August.....	...	6	2	4	...	12	
September.....	...	7	9	4	1	21	
October.....	...	8	6	1	3	18	
November.....	...	11	7	2	4	24	
December.....	...	3	3	2	3	11	
	37	142	71	45	27	...	322

N. B.—In June 1857, the system of trying only cases of 150 Rupees and upwards commenced.

Supreme Court, Madras, Prothonotary's Office, }
21st January 1858.

D. SHAW,
Chief Clerk to the Prothonotary.

No. 2.
A Return of the result of such Cases as mentioned in No. 1.

	1857. January.	February.	March.	April.	May.	June.	July.	August.	September.	October.	November.	December.	Total of each.	Grand Total.
Judgments for Plaintiffs...	6	14	12	18	22	16	6	4	5	15	2	12	132	
Judgments for Defendants ...	1	1	4	4	3	1	3	1	...	3	1	1	23	
• Plaintiffs nonsuited... ..	1	5	4	1	7	1	...	...	...	4	1	1	25	
Compromised	12	9	17	15	15	14	5	7	4	10	10	8	126	
Struck out	...	1	3	...	...	2	3	...	2	...	...	...	11	
Undecided	...	...	...	...	2	...	...	...	1	...	2	...	5	
	20	30	40	38	49	34	17	12	12	32	16	22		322

Supreme Court, Madras, Prothonotary's Office,
21st January 1858.

D. SHAW,
Chief Clerk to the Prothonotary.

[18]

No. 3.

A Return of Pauper Cases instituted under Act IX of 1850 in the Supreme Court during the year 1856, and which Cases are included in the Return No. 1

	Of 100 Rupees.	Above 100 Rupees not above 200 Rupees.	Above 200 Rupees not above 300 Rupees.	Above 300 Rupees not above 400 Rupees.	Above 400 Rupees not above 500 Rupees.	Total of each.	Grand Total.
1857.							
January.....	1	1	...	2	...	4	
February.....	...	...	...	1	...	1	
March.....	...	...	...	...	...	...	
April.....	...	...	...	...	1	1	
May.....	...	...	1	1	...	2	
June.....	...	...	...	...	...	...	
July.....	...	...	...	1	...	1	
August.....	...	...	...	...	...	...	
September.....	...	...	...	...	...	...	
October.....	...	...	...	...	...	...	
November.....	...	...	1	...	...	1	
December.....	...	...	...	...	...	...	
	1	1	2	5	1	...	10

Supreme Court, Madras, Prothonotary's Office,
21st January 1858.

D. SHAW,
Chief Clerk to the Prothonotary.

[19]

13M

STATEMENT OF COLLECTIONS AND DISBURSEMENTS OF 1857.

1857			C.	Rs.	A.	P.	C.	Rs.	A.	P.	1857			C.	Rs.	A.	P.
January.....	31st	To Cash paid compromised receipts.		155	12	0		155	12	0	January.....	1st	By balance in hand brought down.				
	"	To balance in hand carried down						2,136	3	11	31st	By cash received					
								2,291	15	11							
February....	28th	To Cash paid into the Treasury being the residue for 1856.	1,000	0	0						February..	1st	By Balance in hand brought down.				
	"	To Cash paid compromised receipts	160	8	0						28th	By Cash received.					
	"	To Cash paid Establishment for January last	800	0	0			1,960	8	0							
	"	To Balance in hand carried down						1,032	11	11							
								2,993	3	11							
March.....	31st	To Cash paid compromised receipts.	221	9	0						March.....	1st	By balance in hand brought down.				
	"	To Cash paid Establishment for February last	800	0	0			1,021	9	0	31st	By Cash received.					
	"	To Balance in hand carried down						1,167	8	11							
								2,189	1	11							
April.....	30th	To Cash paid compromised receipts	299	6	0						April.....	1st	By Balance in hand brought down.				
	"	To Cash paid Establishment for March last	900	0	0			1,199	6	0	30th	By Cash received.					
	"	To Balance in hand carried down						1,063	0	11							
								2,262	6	11							
May.....	31st	To Cash paid compromised receipts	286	3	0						May.....	1st	By Balance in hand brought down.				
	"	To Cash paid Establishment for April last	900	0	0			1,186	3		31st	By Cash received.					
	"	To Balance in hand carried down.						1,399	8	11							
								2,585	11	11							
June.....	30th	To Cash paid compromised receipts	180	15	0						June.....	1st	By Balance in hand brought down.				
	"	To Cash paid Establishment for May last	900	0	0			1,080	15	0	30th	By Cash received.					
	"	To Balance in hand carried down						898	1	11							
								1,979		11							
July.....	31st	To Cash paid compromised receipts	114	11	0						July.....	1st	By Balance in hand brought down.				
		To Cash paid Establishment for June last	900	0	0			1,014	11	0	31st	By Cash received.					
		To Balance in hand carried down						499	8	11							
								1,514	3	11							
August.....	31st	To Cash paid compromised receipts	148	6	0						August.....	1st	By Balance in hand brought down.				
		To Cash paid Establishment for July last.	900	0	0			1,048	6	0	31st	By Cash received.					
								1,048	6		"	By Balance due carried down					
September	1st	To Balance due brought down	73	13	1						September..	30th	By Cash received				
	30th	To Cash paid compromised receipts.	91	9	0												
	"	To Cash paid Establishment for August last	368	2	4			533	8	5							
	"	To Balance in hand carried down.						245	11	7							
								779	4	0							
October....	1st	To Cash paid compromised receipts	199	6	0						October.....	1st	By Balance in hand brought down.				
	31st	To Cash paid Establishment for September last	458	3	0			657	9	0	31st	By Cash received.					
	"	To Balance in hand carried down						374	0	7							
								1,031	9	7							
November	30th	To Cash paid compromised receipts	174	6	0						November..	1st	By Balance in hand brought down.				
		To Cash paid Establishment for October.	900	0	0			1,074	6	0	30th	By Cash received.					
		To Balance in hand carried down						189	4	7							
								1,263	10	7							
December..	31st	To Cash paid compromised receipts	167	11	0						December..	1st	By Balance in hand brought down.				
	"	To Cash paid Establishment for November last.	470	4	0						31st	By Cash received.					
	"	To Cash paid Establishment for December Instant.	687	9	0			1,325	8	0			By Balance due carried down				
								1,325	8	0							

No. 1
A Return of the result of each Case as mentioned in No. 2.

Grand Total	For 1st of each	4	2	3	1	10
January	1					1
February						
March						
April						
May						
June						
July						
August						
September						
October						
November						
December						
1857						
Judgments for plaintiffs.....						
Judgments for defendants.....						
Plaintiffs nonsuited.....						
Compromised.....						
Struck out.....						
Unsettled.....						

Supreme Court, Madras, Prothonotary's Office,
21st January 1858.

Chief Clerk to the Prothonotary

D. SHAW.

Supreme Court, Madras,
Prothonotary's Office,
21st January 1858.D. SHAW,
Chief Clerk to the Prothonotary

MEMORANDUM.

1. The Maximum value litigated for in any one Suit during 1857 is. Rupees 500-0-0.
2. The Minimum do..... Rupees 100-0-0
3. The average value of the Suits instituted during the year is. Rupees 222-0-3

D. SHAW,

Chief Clerk to the Prothonotary.

Supreme Court, Madras. }
Prothonotary's Office, }
21st January 1858. }

15m

Judicial Department

no 407

Extract from the Minutes of Consultation
dated 27th March 1858.

Read the following letters:

From the 1 st Judge of the Court of Small causes	}	Here enter 22 February 1858.
From the Chief Clerk & the Prothonotary of the Supreme Court.		Do. 21 st January 1858.

* Printed separately

Handwritten initials:
 A
 G. N. W.

With the first of the letters
recorded above, the 1st Judge of the
Court of Small causes submits a
series of statements exhibiting the
working of that Court during the
year ending 31st Decr/57.

2. From these it appears that
the number of suits instituted
during that period was 17,674 or
5,195 less than in the previous
year, and that the amount
litigated for was Rs 2,73,235-15-8
or Rs 55,807-13-10 below that of
1856. In the average value of
the suits however there has
been a slight increase, being a
little more than 15Rs each.

3. The total number of cases heard and decided during 1857 was 17,540 which is but a decrease of 5,435 as compared with 1856, and they were disposed of as follows:

	1856	1857
Judgment for Plaintiffs	12552	7541
do for Defendants	912	771
Cases settled & struck off	1281	808
Cases compromised	104	297
Struck out	40	17
Undecided	31,988	22,541

4. The net amount of cases added to the credit of Court on account of fees for summonses, depositions &c and of cases tried by jury was \$27,890.10 or \$27,890.10 less than in the previous year, and the cost of the establishment of the Court, for the same period was \$48,397.56, between the receipts and expenses there was

he considerably reduced had the actions instituted in the Supreme Court been brought in this Court which could have been done without any increase in the establishment.

5. From the Returns submitted by the Chief Clerk to the Prothonotary, it is observed that the number of actions instituted in the Supreme Court under Act 18 of 1850 during 1857 was 322 or 120 less than in the previous year. This decrease is apparently owing to the system introduced in June last, of trying ^{then} only cases in which ^{the sum of} \$150 and upwards were involved. The cases were disposed of as follows in comparison with the previous year:-

	1856	1857
Judgment for Plaintiffs	204	132
do for Defendants	24	23
Plaintiffs nonsuited	43	25
Compromised	147	126
Struck out	5	11
Undecided	19	5
	442	322

The value of the
 as a result of the
 my whole estate to be paid
 as a condition and value
 of the balance

Double Count of Directors	150
to the Board of Directors	100
to the Board of Directors	20
to the Board of Directors	20
to the Board of Directors	50
to the Board of Directors	100
to the Board of Directors	20
to the Board of Directors	50
to the Board of Directors	50
to the Board of Directors	30
to the Board of Directors	10
to the Board of Directors	20
to the Board of Directors	8
to the Board of Directors	20
to the Board of Directors	0

The value of the balance of the
 as a result of the balance of the

Books Dated in the year 10th 9th 10th

in the year 10th 9th 10th
 in the year 10th 9th 10th
 in the year 10th 9th 10th

In the presence of
J. L. ...

...

...

...

...

29631

23 March
26 "