

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 55	Press
40-41	<u>Mis</u>
Dated 12-1-1918	

Not to be folded or roughly handled

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

No. 40. Read the following letter from H. D. PHILLIPS, Esq., Acting Magistrate of Tanjore; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated Vellum, 8th January 1858.

SIR,

Act XXXIII of 1857.

4th January 1858, No. 2.

Para. 1. Adverting to my letter dated the 5th Instant, No. 6, relative to the requirements of the new Act as to Foreigners and Passports; I have the honor to transmit a copy of a communication addressed to me by the Head Assistant Magistrate, Mr. Grenfell, in which are represented certain inconveniences to which the inhabitants of Karikal may possibly be subjected by the operations of the Act.

2. Karikal, as the Government are aware, is about midway between Negapatam, where the Head Assistant Collector and Magistrate of this District is usually stationed and Tranquebar, the locality of the provincial Treasury, where the Junior Assistant Collector mostly resides. The intercourse between the inhabitants of those places and Karikal, French as well as Native, is frequent, but I do not consider that under existing circumstances it would be justifiable to recognize a Pass under the signature of the local Administrator at Karikal, of the kind proposed in the 5th para. of the Head Assistant's letter.

3. It might be better, I submit, to request the Administrator to furnish my office with a list of French residents whose business or pleasure may call them within Tanjore limits, and grant to those individuals, to hold good for a year, such Passports (Licenses) as the Act requires, filling them up from particulars which I will request the Administrator to supply.

4. We have no official representative at Karikal, otherwise it would be sufficiently easy to assimilate the system here to be adopted with that which prevails in England, and agree to recognize such Passports as that representative might issue. Or, to save the Administrator from the trouble which may be entailed on him by procuring the particulars which we must have to enter in the Passports, it may perhaps be advisable to send an Assistant Collector for a day or two to Karikal, in order that being on the spot, he may prepare the usual forms and transmit them to me for signature, unless indeed in this particular instance, the Government will sanction the issue under the Assistant's own signature of such Passports as may be wanted by the French residents at Karikal.

(Signed) H. D. PHILLIPS,
Acting Magistrate.

To the Acting Magistrate of Tanjore, dated Negapatam, 4th January 1858, No. 3.

SIR,

1. Adverting to the Circular of Government No. 1642, paras. 5 and 6 and your letter No. 3, I have the honor to request that I may be favored with instructions as to what course I should pursue in the event which is by no means improbable of any European subject of the French Settlement of Karikal being found in our territories unprovided with a License.

2. Many of the European inhabitants of the Karikal territory have friends at Negapatam and Tranquebar and almost all the sons of the more respectable class at Karikal are educated at the Jesuit College at Negapatam. Constant communication is therefore kept up across the frontier and of course hitherto without any restriction or interference.

Under the Act and orders of Government however this is now at an end and I conceive that every French inhabitant of Karikal who is not a native must comply with the provisions of the Act, i. e., provide himself with a License; or be his rank and station what it may, suffer detention in default.

The visits of the French inhabitants to Negapatam are usually only made for the day to see their children or friends or attend the College examination &c., and it will doubtless be found by them not a little annoying to provide themselves with a fresh License for every visit however short, and at the same time an infraction of the Act unless in some way relaxed will be attended with still greater annoyance and inconvenience.

Provision of Tanjore

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

3. It does not appear from the Circulars received from Government that any intimation of the passing and application of the Act has been communicated to the Heads of the French Settlements and it is possible that the inhabitants may not be aware that any such Act has passed or that only Natives are excepted from its provisions.

4. It is obviously highly desirable that the good feeling between the French and English Governments in India should be kept unimpaired, but I confess I am somewhat apprehensive of the result unless the facts of the case are clearly laid before the former and some definite arrangement entered into, so that no one may be able to plead that they are taken by surprise.

5. I submit for your consideration that perhaps it might be left to the Administrator of Karical to issue Licenses to individuals to visit any place in our territories for any time not exceeding say 24 hours from the time of departure from Karical,

I have the honor to await to your instructions.

(Signed) ST. L. M. GRENFELL,
Head Assistant Magistrate.

(True Copy.)

(Signed) H. D. PHILLIPS.
Acting Magistrate.

No. 41. ORDER THEREON, No. 55; dated 12th January 1858,

The Right Honorable the Governor in Council is of opinion that the inconvenience noticed by the Acting Magistrate of Tanjore, may be remedied in the manner suggested by that officer in para. 3 of his letter, viz., by granting to European Foreigners resident in the settlement of Karicall, Licenses to hold good for one year authorizing them to visit or travel in the adjoining British Province of Tanjore. The Acting Magistrate will arrange in communication with the Administrator of Karicall, the parties to whom such Licenses should be granted and issue them accordingly.

2. Similarly the Magistrates of South Arcot and Malabar will in communication with the authorities at Pondicherry and Mahé issue Licenses for a year to those European Foreigners inhabiting those settlements to whom it may seem proper to grant them.

3. It will be understood that the Licenses now ordered to be granted are to hold valid only throughout the British Districts immediately adjacent to the several settlements, that is Licenses granted to the residents of Karicall throughout Tanjore, those to the residents of Pondicherry throughout South Arcot, and those to the residents of Mahé through Malabar, and that Licenses to travel or reside in more distant provinces must be applied for specially on the occasion arising.

(Signed) T. PYCROFT,
Chief Secretary.

Abstracts of Cons. No. 55 Judicial Dept
From Actg Mag^r of Tanjore 8 Jan 1858

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Mag of Tanjore -

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- Malabar of papers

Sept 13th JPP

In June 12 & January 1858
visited 1858 Sept 11

1855

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2/12 January 1858

Heb. 40.
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