

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 581	Press
20-21	~~Mis.~~
Dated 30 - 6 - 19 1958	

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 4th May 1858.

No. 20. Read the following letter from C. F. CHAMIER, Esq., Acting Register to the Court of Sudder Udalut ; to H. FORBES, Esq., Acting Secretary to Government in charge of the Judicial Department, dated 12th April 1858, No. 23.

SIR,

1. I am directed by the Judges of the Sudder Udalut to bring to the notice of the Government, that they have been in correspondence with the Civil Judge of Guntoor respecting the amount of Civil business coming before the several Courts established in that Zillah ; the result of which they now desire me to communicate.

2. The Civil Judge having, on the 29th December last, requested that the Moofly Sudder Ameen might be vested with the powers of a District Moonsiff, for the trial of suits below Rupees 1,000, on account of his having so little business to occupy his time, the Judges observed that, looking to the low state of the Moonsiff's files, if any of their suits were tried by the Moofly, there would not remain sufficient work for the Moonsiffs ; and they accordingly called upon the Civil Judge to report, after communicating with the Collector, whether the office of Moofly Sudder Ameen, or that of one of the District Moonsiffs, could not be abolished, without detriment to the interests of suitors.

3. The Civil Judge is of opinion that the Court of the Cauza Moonsiff, which is only ten miles distant from Guntoor, might with all propriety be abolished, and the jurisdiction appertaining thereto, be transferred to the Moofly Sudder Ameen ; who ought to be specially vested with the powers of a Moonsiff.

4. The only objections raised by the Collector against this arrangement, are, " the amount of house rent, and the prices of provisions, &c., as well as the facility of procuring false evidence in Guntoor," considerations to which the Civil Judge attaches no great importance, and which the Judges consider insufficient in themselves to justify the continuance of the Moonsiff's Court at Cauza, when all the business arising therein can be performed, without any increase of law expenses or inconvenience to the suitors generally, by the Moofly Sudder Ameen at Guntoor.

5. The Judges would accordingly recommend the abolition of the Cauza Moonsiff's Court, and the transference of the tracts subject thereto, to the jurisdiction of the Moofly Sudder Ameen, exercising the powers of a Moonsiff.

6. The Judges consider this a fitting opportunity to renew their recommendation, that an additional Moonsiff's Court should be created in Nellore, as that desirable object could now be effected without any increased expense to the State ; which was the only reason given by the Government of India for not acceding to the application, when it was before brought under their consideration.

No. 21.

ORDER THEREON, No. 561 ; dated 30th April 1858.

1. In the above letter, the Court of Sudder Udalut, after consulting with the Civil Judge and Collector of Guntoor propose, the abolition of the Court of the District Moonsiff of Cauza and the transfer of the territory under his jurisdiction to that of the Moofly Sudder Ameen of Guntoor, this latter Officer being at the same time vested with the powers of a District Moonsiff. They recommend this measure as the Moofly Sudder Ameen has little business to occupy his time and the state of the files of the District Moonsiffs in the Guntoor Zillah is so low that if any of their suits were made over to the Moofly there would not remain sufficient work for them.

2. The Right Honorable the Governor in Council approves this arrangement ; and desires the Court of Sudder Udalut to carry it into execution.

3. In regard to the proposition contained in the 6th para. of the above letter, wherein the Sudder Udalut, on the ground that the measure can now be effected without increased expense to the State, renew their application for the establishment of an additional District Moonsiff's

Fort St. George, Judicial Consultation, 4th May 1858.

Court at Nellore, and which the Government of India deferred to sanction during the existing financial pressure. His Lordship in Council observes that they originally proposed the formation of a 2nd class Court there, whereas the one to be abolished at Cauza belongs to the 3rd class, and that therefore the adoption of the measure is still attended with an extra outlay of Rupees 60, the difference of the cost of these two classes of Courts. The Government would be prepared to authorize the establishment of a third class Court at Nellore.

Cost of 2nd class District Moonsiff's Court proposed to be established at Nellore.....	235
Cost of the 3rd Class Moonsiff's Court at Cauza.....	175
Difference Rupees.....	60

(Signed) T. PYCROFT,
Chief Secretary.

2
opinion that the Court of the
Cauza Moonsiff, which is only ten
miles distant from Guntoor, is
might with all propriety be
abolished, and the jurisdiction
appertaining thereto, be transferred
to the Moofly Sudder Ameen;
who ought to be specially vested
with the powers of a Moonsiff.

4. The only objections raised
by the Collector against this arrange-
ment, are, "the amount of house-
rent, and the prices of provisions,
&c." as well as the facility of pro-
curing false evidence, in Guntoor,"-
considerations to which the Civil
Judge attaches no great importance,
and which the Judges consider
insufficient in themselves to jus-
tify the continuance of the Moon-
siff's Court at Cauza, when all
the business arising therein can
be performed, without any increase
of

of law expenses or inconvenience to the suitors generally, by the Moofly Sudder Ameer, at Guntoor.

5. The Judges would accordingly recommend the abolition of the Canza Moonsiff's Court, and the transference of the tracts subject thereto, to the jurisdiction of the Moofly Sudder Ameer, exercising the powers of a Moonsiff.

6. The Judges consider this a fitting opportunity to renew their recommendation, that an additional Moonsiff's Court should be created in Nellore, as that desirable object could now be effected without any increased expense to the State; which was the only reason given by the Government of India for not acceding to the application, when it was

This can now be done by His Highness as no increased expense is involved.

Judicial Department

N. 501

Judicial Department.

N. 661.

From The Acting Registrar of the Sudder Adalat.
Dated 12th April 1858.

For Order S.

The arrangement seems to be a good one
My
W. H. L.

powers of a District Moonsiff.

They recommended this measure

Judicial Department

N. 561

Extract from the Minutes of Consultation

Dated 30 April 1858 on

Read the following letter
from the Acting Register of the
Sudder Moalut

(Here enter 12th April 1858 No 28)

1. In the above letter the
Court of Sudder Moalut, after con-
sulting with the Civil Judge and
Collector of Guntur propose, the
abolition of the Court of the District
Munsiff of Cany and the trans-
ference of the territory under
his jurisdiction to that of the
Munsiff Sudder Amier of Guntur,
this latter officer being at the
same time vested with the
powers of a District Munsiff.

They recommended this measure

as the Moofy Sudder Ameen has little business to occupy his time and the state of the files of the District Moonsiffs in the Guntoor Zillah is so low that if any of their suits were made over to the Moofy there would not remain sufficient work for them.

2. The Right Honble the Governor in Council approves this arrangement; and desires the Court of Sudder Adalat to carry it into execution.

3. In regard to the proposition contained in the 6th para of the above letter, wherein the Sudder Adalat, ~~suggested~~ on the ground that the measure can now be effected without increased expense to the state, renew their application for the establishment of an additional District Moonsiff's Court at Kellore, and which the Honk. of India deferred to

Cost of 2 ^d Clap Dist. Moonsiff's Court proposed to be established at Kellore	335-
Cost of the 3 ^d Clap Moonsiffs Court at Curya	175-
Difference	60

Note that the Civil Auditors Board of Civil Establishments has been a District Moonsiff's Court at Kellore, & 2^d Clap Court at Curya & 2^d, 3^d Clap Courts at Caligire and Dindur.

Copy to Sudder Adalat.
Collector of Guntoor
Acct General
Civil Auditor

13/11/40
Disp^d H.

sanction during the existing financial pressure, - His Lordship in Council observes that they originally proposed the formation of a 2^d Clap Court there whereas the one to be abolished at Curya belongs to the 3^d Clap, and that therefore adoption of the measure is still attended with an extra outlay of Rs 60

the difference of the cost of these two classes of Courts. The Govt. would be prepared ~~to authorize the establishment of a third~~ to authorize the establishment of a third ~~before the proposed Government~~ class Court at Kellore -

Jas.

Individual Letter to Aug?
7th Sept^r 1858.
Paris 18

the 27th Dec 1808: 17th & 18th days
Judicial 1808 depends

Philipps 20/21 1857

Mar 13

С. № 27-28

20/10/57

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Extracts of Lord

of 300/100/58 —

Sept 10

20 K 21.

C 23. Apr.
B 29.