M.R.O. 1—38,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. Press Mis.

Judicial contents
1 To 40

Dated 2 - 2 — 10 [illegible]

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 2nd February 1858.

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No.	From and To	Date.	Subject.
		DIARY.	
1	From the Acting Magistrate of Malabar.	18th Dec. 1857	Forwards the proceedings of Meetings held respectively at Calicut and Cochin, with a view to bring into operation in those Towns the Municipal Act XXVI of 1850. Brings to notice the various obstacles thrown by intriguing characters in the way of any sanitary reforms, and submits with a view to remove the evil that the provisions of the Law which are at present defective must be made compulsory.
2	Order thereon.....	27th Jan. 1858	Review the observations made by the Acting Magistrate, in respect of the difficulty there exists in the way of introducing sanitary reforms into the Towns of the Malabar District and concur with him as to the utter uselessness of the present Law (Act XXVI of 1850,) and that any sanitary measures to be effectual in India must be made compulsory. Apprehend however, that the present is not altogether an appropriate time for introducing the measures referred to, and intimate that the Police arrangements of the larger Towns of the Malabar District will receive the attention of Government in connection with the measures for the reform of the up-country Police.
3	From the Commissioner of Police.	21st Jan. 1858	Forwards a Memorial from one Fredrick Clark, a prisoner in the Penitentiary under sentence of the Supreme Court, praying for a mitigation of his sentence of imprisonment.
4	Order thereon.....	27th Jan. 1858	See no grounds for acceding to the prayer.
5	From the Sheriff of Madras.	21st Jan. 1858	Forwards as usual the Return of prisoners confined in Her Majesty's Gaol, during the half year ending 31st December 1857.
6	Order thereon.....	27th Jan. 1858	Transmit the foregoing Return.
7	From the Acting Magistrate of Madura.	14th Jan. 1858	In reply to a reference, states that nothing is known in his District of the individual styling himself Alfred Dudley Scott.
8	Order thereon.....	27th Jan. 1858	Communicated to the Magistrate of Bellary.
9	From Mr. J. Ratliff, Acting Subordinate Judge Rajahmundry.	18th Jan. 1858	Solicits authority to make over charge of his Court to the Civil and Session Judge prior to the return of the incumbent Mr. Blair should an opportunity offer for proceeding to Madras towards the close of February.
10	Order thereon.....	27th Jan. 1858	Authorize the making over charge of the Subordinate Court on or after the 25th February next.
11	From Deergovuntoo Codundaramiah.	10th Jan. 1858	Brings to notice that the Sessions Judge of Cuddapah took a bribe of Rupees 7,000 to put a rich Soucar, one Chinna Sashoo, into Jail, and then Rupees 10,000 to release him; both transactions being conducted through the Agency of one Mr. Fondclair, and states that at the instigation of Mr. Elliot the Subordinate Judge has made an alteration in the Warrant of Chinna Sashoo's commitment to Jail so as to admit of its being cancelled with less impropriety.

No.	From and To.	Date	Subject.
12	Order thereon.....	28th Jan. 1858	Forwarded to the Sudder Adalut, who will enquire and report whether the accuser is ready to verify his accusations by oath and to furnish reasonable security both to prosecute the charges, and to be forthcoming to answer any counter action which may be afterwards brought against him.
13	From the Acting Collector of Ganjam.	26th Dec. 1857	States that the accommodation provided in the revised plan of the new Police Cutcherry at Chicacole is more than is actually necessary, and proposes certain modifications in respect of the same. Suggests that it would be preferable to fortify the Cutcherry which it is intended to erect for his Principal Assistant than the present one.
14	Order thereon.....	28th Jan. 1858	Are of opinion that it would be preferable to adopt the original plan with the modifications proposed by Mr. Knox, and to fortify the Principal Assistant Collector's Cutcherry instead of the building under consideration, and direct that orders be issued in the Department of Public Works for the submission of revised estimates for the plan now sanctioned and for entry of the work in the Budget for 1858-59.
15	From the Acting Magistrate of Malabar.	18th Jan. 1858	Brings to notice the case of a manufacturer of Sword-sticks residing in his District, and reports that 43 sticks have been taken from him, each valued at Rupees 1¼ which he recommends may be paid to him for each sword. Solicits orders for his guidance in such instances.
16	Order thereon.....	29th Jan. 1858	Authorize the payment of Rupees 53-12, the value of the Sword-sticks taken from the manufacturer. Intimate to Mr. Robinson that under the Arms Act no person can manufacture or sell Arms without a Licence from the local Magistracy, and that he may submit for orders any cases like the present in which compensation seems reasonably claimable.
17	From the Government of India.	7th Jan. 1858	Sanction the continuance of the mounted Police at Madras as a temporary arrangement.
18	Order thereon.....	29th Jan. 1858	Communicated to the Commissioner of Police and to the offices of Account and Audit.
19	From the Acting Magistrate of Masulipatam.	7th Jan. 1858	Forwards a case of an abuse of authority tried by him, in which a Moonsiff was sentenced to pay a fine of Rupees 5 for confining certain violent characters and sending them to the Head of Police in hand-cuffs.
20	Order thereon.....	30th Jan. 1858	Review the sentence and are of opinion that there has been no abuse of authority or irregularity on the part of the Moonsiff. Request the Foujdaree Udalut to call for the proceedings of the Magistrate in the case and dispose of it as they may deem proper, and explain to them that the orders of Government in regard to their cognizance of cases of abuse of authority were not in any way intended to interfere with the review and supervision of such cases by the Judges of the Foujdaree Udalut.
21	From the Military Auditor General.	19th Jan. 1858	Forwards with his opinion, a claim preferred by Captain Hearn of the 49th Regiment N. I., for allowances at the rate of Rupees 621-1 per mensem, for the period during which he was employed on duty with the Kurnool Irregular Horse, and submits that the allowances of his Staff appointment to which he continued entitled while withdrawn from Regimental duty, amounting to Rupees 379-1, are payable in the Military Department, while the amount Rupees 242 of the contract allowances of his appointment are debitable to the Judicial Department,
22	Order thereon.....	30th Jan. 1858	Instruct the Military Auditor General to pass to Lieut. Hearn his full Regimental pay, staff and other allowances for the period referred to, debiting to the Judicial Department, the items suggested by him.
23	From the Magistrate of North Arcot.	19th Jan. 1858	Reports a lamentable accident at the Palaur Bridge under construction, causing the death of Lieut. B. B. Boyd, Assistant Civil Engineer of North Arcot and of his Sub-Overseer, and the injury of several workmen engaged.
24	Order thereon.....	30th Jan. 1858	Notice that the Government had already learnt with deep regret the accident reported.
25	From the Board of Revenue.	21st Jan. 1858	Forward a communication from the Acting Collector of Madura, soliciting sanction for the expenses incurred by him in the entertainment of an extra Police force from the 23rd September to 20th November last, amounting to Rupees 109-15-7.
26	Order thereon.....	30th Jan. 1858	Sanction the disbursement.
27	From the Commissioner of Police.	26th Jan. 1858	Reports the arrival at Madras of three Bombay Sepoys, Natives of Upper Bengal, with Passports permitting them to visit their Native country, viâ the Southern Province of this Presidency, and submits whether such men should not for the present be sent to their own District direct.
28	To the Government of Bombay.	30th Jan. 1858	Forward the foregoing communication for their consideration.
29	From the Session Judge of Chingleput.	21st Jan. 1858	In reply to a reference, reports that certain Convicts do not appear from the Warrants received with them to have been convicted of mutiny, desertion or rebellion, and intimates that he will make, in his future communications of the arrival of Convicts at the Chingleput Jail, a distinction of those convicted of mutiny from those guilty of other offences.
30	Order thereon.....	1st Feb. 1858	Recorded.

CONSULTATION.

31	From the Government of India.	24th Nov. 1858	Forward a communication from the Honorable Court, stating that they are prepared to authorize the grant to Mr. Serle, of compensation for losses under the operation of Acts IX of 1850, VI of 1854, and VII of 1855, on the same principle as that applied to the case of the Examiner in Equity, and the Master, if he can substantiate his claim to the satisfaction of Government, and submitting that it is desirable to remunerate the Registrar by a fixed salary, provided it can be effected without entailing a charge on Government.
32	Order thereon.....	2nd Feb. 1858	For reasons stated, are of opinion that Mr. Serle is entitled to compensation on account of his losses. Direct that Rupees 340-8 per men-

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No.	From and To	Date	Subject.
			sem be disbursed to him, being a moiety of his losses under Act IX of 1850, and request to be furnished with a statement of his losses under Act VI of 1854, with a view to fix the amount of compensation due to him on account of the same; and under circumstances of the case presume, that Mr. Serle is not in a condition to establish by returns of losses his claim to compensation under the operation of Act VII of 1855. Notice that the views of this Government on the remuneration of the Registrar of the Supreme Court by fixed salary instead of fees, were submitted to the Government of India, and the subject reporten to the Honorable Court.
33	From Mr. J. J. Cotton, Commissioner under Act XIV of 1857, Masulipatam.	20th Jan. 1858	With reference to the orders of the 8th December last, submits the great inconvenience and expense likely to be entailed on account of the several trips to be made by him to Juggiapettah for the conduct of the trials of the individuals implicated in the robbery of the Town, who may be apprehended from time to time.
34	Order thereon.....	2nd Feb. 1858	Notice that Mr. Cotton is correct in his opinion, that it would not be desirable for him to proceed to Juggiapettah for the trial of any parties concerned in the robbery.
35	From the Advocate General.	25th Jan. 1858	In reply to a reference, submits that there is no warrant for supposing that Section 43 of the new Police Act is intended in any way to supersede the Mahomedan Law of Divorce, and that the Hindu Sashters on the other hand afford no facilities for the easy dissolution of the marriage tie.
36	Order thereon.....	2nd Feb. 1858	Communicated to the Senior Magistrate of Police.
37	From the Court of Foujdaree Adalut.	27th Jan. 1858	Name the Jails to which they propose to send the Ganjam prisoners convicted of being concerned in the late rebellion in Kimedy.
38	Order thereon.....	2nd Feb. 1858	Desire the Ganjam Agent to send the prisoners down to Madras, where arrangements will be made for their distribution to the Jails named by the Foujdaree Adalut.
39	From the Acting Magistrate of Masulipatam.	23rd Jan. 1858	Requests under circumstances stated, that the services of Captain Ansley of the 9th Regiment, may be placed at his disposal to enable him to drill Sibbundies for service in Masulipatam and Rajahmundry.
40	Order thereon.....	2nd Feb. 1858	Referred to the Adjutant General of the Army for report, as to whether Captain Ansley's services can be spared.

Exd. F. Cartledge.