M.R.O. 1—88,000—16-10-19.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 1172 Press ~~Mis~~

37-38

Dated 31 — 8 — 1837.

Not to be folded or roughly handled

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Proceedings of the Madras Government, Judicial Department, from 27th August to 2nd September 1859.

No. 37. Read the following letter from J. L. LUSHINGTON, Esq., Civil Auditor; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 6th August 1859, No. 548.

The Government in their Proceedings of the 27th Ultimo, No. 1009, on a reference made by this Office were pleased to state, that it did not appear to them that they were debarred from extending the leave granted to Mr. J. J. Cotton under Section XIV in their Orders of the 15th Ultimo, I have the honor to forward copy of the Proceedings of the Government of India, Financial Department, No. 6320, dated 27th June 1859, and with reference to the opinion expressed therein to request, that the Madras Government will be pleased to re-consider the leave granted to Mr. J. J. Cotton on the 8th and 15th Ultimo, under Section XIV.

No. 38. ORDER THEREON, 31st August 1859, No. 1172.

The Civil Auditor forwards a copy of the Proceedings of Government of India, Financial Department, 27th June 1859, No. 6320, and in reference thereto requests that the leave of absence granted to Mr. J. J. Cotton on the 8th and 15th July, may be reconsidered.

2. The Government have already informed the Civil Auditor, 27th July, that they did not consider sthemselve debarred from giving Mr. J. J. Cotton special leave by the Order of the Honorable Court of Directors, 17th April 1857. The case of Mr. Cotton, it may be remarked, seemed to them by no means analogous to that of Mr. Sconce, on which the Court's Orders were passed.

3. The Despatch from the Secretary of State of the 24th April last, however, puts the matter beyond question. The ruling of the Home Government, that special leave is not to be granted on the ground of incapacity from sickness, will therefore, be carefully observed for the future. But the Government are not prepared, to alter the terms on which leave has been already granted to Mr. Cotton.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.