

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	357 317	Press ~~Mis.~~
26-		
Dated	18 - 3 - 19-1857	

Not to be folded or roughly handled

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Fort St. George, Judicial Consultation, 22nd March 1859.

No. 26. Extract from the Minutes of Consultation, dated 18th March 1859, No. 367.

Despatch from the Right Honorable the Secretary of State for India, dated India Office, London, 9th February 1859.

With reference to Mr. James Ouchterlony's Memorial praying for compensation on removal from his late office of Principal Sudder Ameen at Ootacamund, remarks that the circumstances under which the Court of Directors disallowed the appointment of a Principal Sudr Ameen at Ootacamund on a salary of Rupees 800 have been fully stated in their Despatches No. 17 of 12th November 1856 and No. 14 of 6th October 1857. That as Mr. Burgess, in the first instance, and after him Mr. Ouchterlony, received the appointment, subject as in other cases to the supervision and control of the Home Authorities, their having in the exercise of those powers of control disapproved of the proceedings of the local Government does not constitute any admissible ground of compensation, the claim of Mr. Ouchterlony, therefore, cannot be allowed. At the same time, concurs in the remarks of the Court in their Despatch No. 9 of the 11th August 1858, para. 4, that, under the circumstances, Mr. Ouchterlony's claims to employment should be taken into consideration on the occurrence of a vacancy in any office of suitable position and emoluments in which his services could be made available.

A copy of the foregoing Despatch will be forwarded to Mr. James Ouchterlony in reference to his Memorial of the 2nd October last.

(Signed) T. PYCROFT,
Chief Secretary.

52-
Judicial Department.

Just

N^o: 367

Extract from the Minutes of Consultations.
Dated 18th March 1859.

Read Despatch from the
Right Honorable the Secretary
of State for India ———— Inter N^o: 2 dy 9th ulto.

In reference to Mr. James Ouchterlony's
Memorial praying for compensation
on removal from his late office of Principal
and Sudder Amceah Botacommund,
remarks that the circumstances under
which the Com^{rs} of Directors disallowed
the appointment of a Principal Sudder
Amceah Botacommund have been
fully stated in their Despatches of
12th Novr. 1856 & 11th of 6th Octr. 1857. That
Mr. Ouchterlony, in the first instance, & after
him Mr. Ouchterlony received the appoint-
ment, subject to the control of the Home authorities, their
being in the exercise of those powers of con-
trol disapproved of the proceedings of the
local Govt. does not constitute a ground
of compensation — the claim
of Mr. Ouchterlony, therefore, cannot be allow-
ed. At the same time, comes in the remarks
of the Ct. in their Despatch, N^o: 9 of the 11th Aug. E.
1858, para 10 — that, under the circumstances,
Mr. Ouchterlony's claims to employment
should be taken into consideration as the
occurrence of a vacancy in any office of such
able position & emoluments in which his ser-
vices could be made available.

A copy of the foregoing De-
spatch will be forwarded
to Mr. James Ouchterlony
in reference to his Memorial
of the 2nd Octr. last.

J.P.

Mr. James Ouchterlony. Dispt^d 23rd / 11

The Rev. Mr. [illegible]

17th Nov 52 [illegible]

2/10 36/7

Extract from [illegible]

Oct 18th March 1859