MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 774-775 From ~~Mdu.~~

23-24

Dated 4-6-10-~~59~~

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, from 1st to 10th June 1859.

Read the following letter.

No. 22 From Lieutenant Colonel W. G. WOODS, Adjutant General of the Army, to the Secretary to Government, Military Department, Fort Saint George, dated 9th April 1859, No. 230.

I have the honor, by order of the Commander-in-Chief, to acknowledge the receipt of Extract Minute of Consultations, dated 22nd ultimo, No. 11/8, communicating a letter from the Government of India, regarding the appointment of Justices of the Peace for the purpose of trying certain Soldiers and requesting His Excellency to cause the Judicial Department to be furnished with the names of the Officers who may be appointed as such.

2. As regards the Madras Presidency itself, as there are Officers of the Civil Service (who are Justices of the Peace) employed at the several stations where European Troops are serving, with the exception of Bangalore, Secunderabad and Jaulnah, it seems for the purpose contemplated, proper to be appointed Officers to the Commission of the Peace at those 3 stations only.

3. Sir Patrick Grant would accordingly suggest either that the Chaplains at the above stations or the following Uncovenanted Public Officers be appointed Justices of the Peace to try and attest European Soldiers.

Bangalore { Inspecting Post Master, R. James, Esq. / Post Master, Mr. W. H. Williams.

Secunderabad—Post Master, Mr. S. H. Locke.

Jaulnah—Post Master or other Uncovenanted Public Officer.

4. His Lordship concludes that the Supreme Government would have made arrangements for the trial of Soldiers serving in the Peguu Division.

No. 23 Memorandum from Colonel A. McCALLY, Commissary General, to the Chief Secretary to Government, Fort Saint George, dated 22nd May 1859, No. 81.

In reply to Memorandum, No. 181,* from the Chief Secretary to Government, the Commissary General has the honor to state that on reference to the Clerk of the Crown, it appears the Officers of the Commissariat Department at present at Bangalore, Secunderabad and Jaulnah, are and at present enrolled in the Commission of the Peace.

* Dated 20th April.

No. 24 OFFICE OF THE, 4th June 1859, No. 774.

In the above letter, the Adjutant General communicates the suggestion of the Commander-in-Chief that the Chaplains or Post Masters at Bangalore, Secunderabad or Jaulnah, should be appointed Justices of the Peace for the purpose of trying for the murder of Europeans by Sepoys at those stations where European Troops are located, there are Justices of the Peace in the persons of Officers of the Civil Service.

2. Government think it would be preferable to appoint the Commissariat Officers, who are now Superintendents of Police, at the stations named, to be Justices of the Peace, and transfer charges to the Judges of Her Majesty's Supreme Court of Judicature for the term of Commissariat Officers as Justices of the Peace Major D. L. Mason, Captain L. A. H. Watts, and Lieutenant B. H. W. Magrath. These officers will be directed to proceed by turns before the Post Madras Sub Court as first Magistrate of the District to which they may have access.

3. The Adjutant General will keep Government informed of future changes in these appointments, to ensure the continued presence of Justices of the Peace at these stations.

(Signed) T. PYCROFT,
Chief Secretary.

Proceedings of the Madras Government, Judicial Department, from 1st to 10th June 1859.

No. 93. To the Honourable Sir HENRY DAVISON, Knight, Chief Justice, and the Honourable Sir ADAM BITTLESTON, Knight, Puisne Justice of Her Majesty's Supreme Court of Judicature at Madras, dated Fort Saint George, 1st June 1859.

No. 774.

We, the Governor in Council, having duly nominated and appointed the Officers named in the margin to be Justices of the Peace, within and for the Presidency of Fort Saint George, and the several Provinces and places thereto subordinate, request you to cause them to be sworn in Open Court, Commissions of the Peace on their behalf, in conformity with the provisions of Act VI. of 1841, for which this will be your Warrant.

Major C. E. Miller, Assistant Commissary General, Bangalore.
Captain C. A. H. Wood, Assistant Commissary General, Trichinopoly.
Lieutenant C. H. V. Ingram, 2nd Assistant Commissary General, Jaulnah.

2. The above-named Officers will be directed to qualify themselves before the Hon'ble Sir Edward Lutwyche, Knight, Her Majesty's Advocate General, at the Supreme Court, or Her Majesty's Office, to which they may have access.

(Signed) C. E. TREVELYAN.
(") PAT. GRANT.
(") WALTER ELLIOT.
(") W. A. MOREHEAD.

Judicial.

Proceedings of the Madras Govt.

Read letter from the Adjt. Genl. of the Army — transg. 2 Commissions

Order thereon — Copies to be sent to the Adjt. Genl. communicating the disposition of the Commissions — Chief Justice to administer the Oaths to the Chaplains at Bangalore, Secunderabad, & Vizagapatam — Oaths to be administered by the Judges of the Sudder Dewany Adawlut to the Surgeons Assistants &c at Madras & other Stations where European Troops are located, & by the Judges of the Courts in the Provinces to the Surgeons &c

2. Lieut. Thinks it would be preferable to appoint the Commissariat officers at the stations named, the duties of the Fiscal Procedure to apply to the Judges of A. M. Supreme Court of Judicature for the time of Commissioners of the Peace to allow.

B. Miller, Capt. and A. A. G. Quebec, 9th Sept. 1841.
Wellington to Thos. Sym.

3. The Adjutant Genl. will please to be informed of the changes in these appointments to enable the contingent made known by Section of the Peace at these stations.

The Adjutant Genl. of the Army
Mily. Dept.
Commissariat Genl
Chambers