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MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. Press Mis.

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Dated 4-8-27 — 5-10-1927

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PROCEEDINGS, JUDICIAL DEPARTMENT, FROM 18TH TO 27TH MAY 1859.

No.	The authority from, and Order thereon.	Date.	Subject.
		1859	
1	Proceedings of the Government of Bengal.	15th April.....	Forwarding letter from the Commissioner of Police, Calcutta, stating that religious processions are allowed at certain places and at fixed hours and that the passage of Idol Cars takes place on 2 days in the year only, but they are kept moving so as not to obstruct the streets.
2	Order thereon.....	18th May.....	The procession of Idol Cars being allowed in Calcutta, see no cause for modifying the instructions already given to the Magistrate of Coimbatore on the subject.
3	Collector of Sea Customs....	14th April.....	With reference to Messrs. McDowell and Co.'s application for permission to export 50 canister of Gunpowder to a dealer at Berhampore, reports that he is restricted to giving a license to Bengal and Bombay, but suggests that the Commissioner of Mofussil Police should intimate to him and the Commissioner of Police at Madras, the names of persons in the interior licensed to sell Gunpowder, &c.
4	Minute by the President...	28th April.....	Proposes that the case be disposed of as suggested, but cannot advise any prospective regulations.
5	Order thereon.....	18th May.....	If the Magistrate of Ganjam see no objection to the dealer at Berhampore having the Gunpowder, direct Mr. Underwood to permit the export, and to deal similarly with like applications.
6	Member for Madras of the Legislative Council.	23rd April.....	Intimates that an amendment has been made to the Bill "to provide for the punishment of breaches of contract by Artificers, Workmen and Laborers in certain cases" to the effect that its provisions may be extended by the Government of any Presidency to any place within its jurisdiction.
7	Order thereon.....	18th May.....	Communicated to the Sudder Udalut and to the Revenue Department.
8	Deputy Register of the Court of Sudder Udalut.	7th May.....	In reply to Minute, 24th March, states that the Judges consider that it would be unnecessary and unadvisable to require the Session Judge at Calicut to hold Criminal Sessions at Cochin, and that they also think any special arrangements uncalled for.
9	Order thereon.....	18th May.....	Recorded.
10	Commandant Andaman Sebundy Corps.	17th May.....	Requests that prior to the embarkation of the Corps, a Committee may be assembled to correct the Registers of heirs to property and pensions of the men.
11	Order thereon.....	18th May.....	The Commander-in-Chief requested accordingly.
12	Inspector General of Jails...	2nd May.....	Before acceding to an application from the Collector of North Arcot, to increase the gang of prisoners working under his Head Assistant from 30 to 50, requests, for reasons stated, Government to consider whether it is desirable to keep prisoners at Arcot at all.
13	Minute by the President...	12th May.....	As there is no provision either for classifying the prisoners or for employing them within Jails, thinks it desirable that the practice of employing them on useful works should continue under proper regulations and that authority should be given for increasing the gang at Arcot.

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14	Order thereon	18th May	Direct accordingly.
15	Civil Auditor	10th May	Reports that if Mr. Shaw is to be remunerated, while acting for Mr. Cower, the amount allotted must be deducted from his Abstract, unless the sum available from the absent 2nd Judge's salary be so appropriated.
16	Judges of the Madras Court of Small Causes.	17th May	Request early instructions on the subject of Mr. Shaw's letter forwarded by the 1st Judge with his of the 27th April.
17	Order thereon	18th May	Authorize Mr. Shaw drawing deputation allowance as Assistant Clerk of the Small Cause Court during Mr. Cower's absence.
18	R. D. Parker, Esq., Member of the Board of Revenue.	29th April	Finding it impossible to submit a Report as to what portion of the establishment of the Collector and Magistrate of each District can be assigned to the new separate Police, before the termination of his service, states that he has delivered the papers received from the Collectors to the Secretary, and suggests that the duty be transferred to the Board.
19	Order thereon	18th May	The Board of Revenue requested to assume charge of the work accordingly.
20	Auditors of the Accounts of the Administrator General.	27th April	Report that Mr. Serle has submitted two Receipts and a Bill of Exchange for sums remitted to Messrs. Brundrett and Co., and returned by them to him, and although he cannot produce their letter remitting him £1,516-10-6, he has accounted for the entire sum, but has not been able to give a satisfactory explanation with regard to the discharges in 2 Estates, (Brooke and Elliot.)
21	Order thereon	18th May	Forwarded to the Secretary of State for India, with a suggestion that reference be made to Messrs. Brundrett and Co., as to the correctness of the discharges in Brooke's and Elliot's Estates.
22	Commissioner of Police	16th May	In reference to Order, 10th May, No. 645, explains that the vagrant Narraindoss was sent to Travancore instead of another, Ramiah, both of whom have been set at large, and that he recommended the transport of the vagrants Jeeonath and Gooroopandiah to Calcutta, for, when questioned, they distinctly stated they had come from Bengal.
23	Secretary to the Government of Bengal.	19th May	Inform him that the 2 vagrants referred to in his letter of the 18th April, No. 2504, were sent to Bengal under some mis-apprehension on the part of the Police authorities here, and request that they may both be sent back, unless Jeeothenath be allowed to reside with his Jogees at Dum Dum.
24	Proceedings of Government, Military Department.	12th May	Approving of the withdrawal of the Road Serjeant at Bellary.
25	Order thereon	19th May	Recorded.
26	Register of the Court of Foujdaree Udalut.	27th April	Forwards copies of letter from the Session Judge of Cuddalore, and of the Calendars in cases Nos. 14 and 15 of 1859, relative to one Y. T. Veeracha Cavoondun, tried on charges of attempt at murder and suicide, but acquitted on the ground of insanity, and states that the Court recommend that he be removed to the Lunatic Asylum.
27	Order thereon	19th May	Direct accordingly and issue the necessary Warrant.
28	Clerk of the Crown	12th May	Solicits payment of a Bill for Rupees 10, due to him for fees.
29	Order thereon	19th May	Request that this and all future Bills of the kind be forwarded direct to the Government Solicitor and, when countersigned as correct, sent on to the Civil Auditor to be passed for payment.
30	Deputy Register to the Court of Sudder Udalut.	6th May	Submits the explanation of the Principal Sudr Ameen of Nellore, why the Inventories of the Intestate Estates received during 1853 and 54 were not submitted to Government in 1854 and 55, and states that the Judges consider it to be unsatisfactory, and suggest that Circular instructions be issued to all Officers authorized to receive such property, directing them how to act.
31	Order thereon	19th May	Agree with the Court and desire the Principal Sudr Ameen of Nellore to be informed that his explanation is very unsatisfactory. Approving their suggestion, resolve to issue Circular instructions accordingly.
32	Sheriff of Madras	16th May	Reports that the Ghurry in H. M.'s Gaol is broken and requests to be supplied with another in lieu.
33	Order thereon	19th May	Direct the Inspector General of Ordnance to issue a new Ghurry.
34	Member for Madras of the Legislative Council.	6th May	Forwards a Bill for the temporary relief of the Sudder Courts in the Presidency of Bengal from the heavy arrears of work.
35	Order thereon	20th May	The Bill, &c., communicated to the Sudder Udalut.
36	Under Secretary to the Government of India.	29th April	Enquires how and whence in the Straits the 2 Convicts, mentioned in letter, dated 24th March, No. 397, effected their escape, and observes that, as the Alipore Jail is very crowded, the Supreme Government is unwilling to sanction their transfer to it.
37	Order thereon	20th May	Communicated to the Judges of the Foujdaree Udalut and to the Inspector General of Jails.
38	Mr. J. Higginbotham	17th May	Forwards 10 copies of Mr. Mayne's Work on "Criminal Law," and submits his Bill for the same.
39	Order thereon	20th May	Authorize the Civil Auditor to admit the Bill, amounting to Rupees 50.
40	Magistrate of Malabar	9th May	Requests sanction for an Indent for articles required for the annual thatching of the Bullock shed attached to Malabar Police Corps.
41	Order thereon	20th May	The Indent referred to the Civil Auditor and the Magistrate directed to submit to him all usual Indents on account of the Malabar Police Corps.
42	Commandant Andaman Sibbundy Corps.	18th May	Requests to be supplied with 130 printed forms of Proceedings, &c., for men of the Corps appearing before the Committee appointed to revise and correct the Register of heirs to pension.
43	Order thereon	20th May	Referred to the Adjutant General.
44	Under Secretary of State for India.	20th May	Transmit three of each of the Fort St. George Gazettes in which Notices relating to the Insolvent Court have been inserted during April.
45	Deputy Register to the Court of Sudder Udalut.	9th May	The Civil Judge of Honore having reported that, owing to increase of business, the Sudder Ameen at Sircy has exceeded the sum allowed for the annual Saderward charges by Ru-

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			pees 13-3-0 from July 1858 to January 1859, intimates that the Judges recommend the said excess, as well as an estimated amount of Rupees 40 on that account from February to June, may be sanctioned as unavoidable.
46	Order thereon.....	21st May.....	Sanctioned accordingly.
47	Inspector General of Ordnance and Magazines.	17th May.....	Submits Bill for 50 Saddles transferred by the 3rd Light Cavalry to the Mounted Police, amounting to Rupees 2,100.
48	Order thereon.....	21st May.....	Direct the Commissioner of Police to disburse the full value of the 50 Saddles, and authorize the Civil Auditor to pass the amount in the contingent Bill of the Mounted Police Force.
49	Under Secretary to the Government of India.	29th April....	Intimates that huts will be provided for the men of the Andaman Sibundy Corps at the expense of Government and requests to be informed when the Corps will be fit for service. Enquires what arrangements have been or are to be made for recruiting the Pegu Police Corps, &c.
50	Order thereon.....	21st May	Communicated to the Commandant Andaman Sibbundy Corps, and the question as to the arrangements for recruiting the Corps referred to the Commander-in-Chief, with advertence to forming a Depôt for them.
51	Adjutant General.....	17th May.....	States that a record has been made for the praiseworthy services rendered by Captain Owen, Lieuts. Dobree and Bloomfield in the Hill Tracts of the Golcondah District.
52	Order thereon.....	23rd May.....	Furnished to the Agent in Vizagapatam for communication to the Officers concerned.
53	His Highness the Governor General of the Portuguese Settlements in India.	5th May.....	Regrets that due justice is not done to the Portuguese authorities for their efforts to put an end to the disturbances, and gives proofs that he stands in no need of being exhorted to afford all assistance for the extinction of the disturbers of the peace. Observes that almost all of them are British and not Portuguese subjects, &c.
54	Order thereon.....	23rd May.....	Copy of the letter furnished to the Joint Magistrate of Canara.
55	Adjutant General.....	20th May.....	Intimates the dates on which the Sirdar and Non-Commissioned Officers posted to the Andaman Sibundy Corps may be severally expected to arrive.
56	Order thereon.....	23rd May... ..	Communicated to the Commandant of the Corps.
57	Proceedings of Government.	23rd May.....	Copy of Proceedings 4th May, No. 617, forwarded to the Agent in Vizagapatam, with a request that he will furnish a full report and financial sketch, similar to those required from Mr. Forbes, but applicable only to the parts of his District inhabited by Khoonds, &c.
58	Administrator General.....	4th May.....	States that the only means of disposing of the question put in para. 8, Minute, 13th April, No. 505, is by the parties beneficially interested resorting to Law, but that he cannot compel the late Administrator to pay Interest on sums set apart for remittance. Brings to notice that 8 Estates have been since closed and the amounts handed over to Government.
59	Order thereon.....	23rd May.....	Review Proceedings in the matter of the 11 Estates paid over to the Administrator General by Mr. Serle, and, as the Advocate

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			General is of opinion that he is clearly liable to pay the Interest on them, &c., request the Administrator General to call upon him for it at 4 per cent., reporting the result.
60	Acting Magistrate of Salem.	6th May.....	Submits translation of the Plaint in O. S. No. 3 of 1859, instituted in the Sub-Court against the Joint Magistrate Mr. Smith and of the draft of his proposed defence, and requests sanction for defending the Suit at the public cost.
61	Order thereon.....	23rd May.....	Grant authority for the defence, in the first instance, at the public expense, but will determine when a copy of the Decree is furnished whether the costs, if any, shall be borne by the Joint Magistrate or by Government.
62	Inspector General of Jails...	10th May.....	States that beyond purchase of iron and tools, he has done nothing towards the erection of the Ootacamund Prison.
63	Order thereon.....	25th May.....	Recorded.
64	Acting Joint Magistrate, Masulipatam.	17th May.....	Reports the death of Serjeant Major J. Gardner, of the Masulipatam Sebundy Corps.
65	Order thereon.....	25th May.....	Communicated to the Adjutant General. Commander-in-Chief requested to appoint another Drill Instructor to the Corps.
66	Member for Madras of the Legislative Council.	14th May.....	In reference to a previous letter on the subject, offers some further explanation of the alterations made in the Small Cause Bill, and, as it is a grave error to deprive the Courts to be established of jurisdiction over the majority of Small Causes, states that an attempt will be made to revert to Section I as it originally stood.
67	Order thereon.....	26th May.....	Communicated to the Sudder Court.
68	Proceedings of Government.	26th May.....	Pass orders on Home Despatch, 7th April, No. 4 of 1859.
69	Do. Public Works Department.	3rd May.....	Referring an Estimate, amounting to Rupees 17,602, for repairing the new Jail at Honore and for making additions to it.
70	Order thereon.....	26th May.....	Approved, the work being entered in next Budget.
71	Superintending Surgeon Presidency, in charge of Office of Director General, Medical Department.	21st May.....	With reference to Proceedings 9th May, No. 638, observes that Senior Apothecary Vanderputt was relieved of Medical charge of Itchapore on the 15th March by Apothecary Yaull, &c.
72	Order thereon.....	27th May.....	Communicated to the Inspector General of Jails.
73	Deputy Surveyor General of India.	11th May.....	Intimates the dispatch per Steamer, of a package containing the sheets of the Indian Atlas indented for, including 6 copies of the small Index, and solicits the return after signature of the receipt enclosed in it.
74	Order thereon.....	27th May.....	The Maps and 4 copies of the Index made over to the Chief Commissioner of the Mofussil Police, &c.
75	Civil Auditor.....	21st May.....	Requests to be furnished with the authority for the Collector of Chingleput charging Rupees 30 in his Contingent Bill for March, being the amount of fine refunded to Streenevassa Row, ex-Tasildar of Peddapolliem.
76	Order thereon.....	27th May.....	Furnished with a copy of para. 2, Extract from Proceedings of the Foujdaree Udalut, 18th May 1858, No. 15.

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77	Commissioner of Police.....	11th May.....	Forwards the Annual Statements of the House of Industry from 1st April 1858, to 31st March 1859. In order to avoid the excessive separate outlay now incurring on account of Foundlings, suggest that they may be provided for in the Government Lungarkhanah about to be opened in Triplicane.
78	Order thereon.....	27th May.....	Review the Returns submitted. Accede to the proposed transfer of the Foundlings to the Lungarkhanah and direct the Commissioner to state what portion of the Establishment of the House of Industry would then be made over to the Penitentiary. &c.
79	Chief Commissioner of Mofussil Police.	9th May.....	Instead of forming a semi-Military cordon as proposed by Mr. Fisher in his report on the subject of the Frontier Police, intimates that he would at once re-constitute the entire Police of 4 Northern Talooks and put it on a Constabulary footing. States his views as to its disposition, strength and training, as well as the nature of weapon to be supplied to it. Considers it indispensable that the Officer in command should be entrusted with the powers of a Magistrate within his range, but limited in the exercise of them to Executive Police duty.
80	Chief Commissioner of Mofussil Police.	9th May.....	Submits the proposals of the Joint Magistrate of Canara for the re-organization of the Police in the District of North Canara on the Dharwar and Goa frontier, and within the Talooks of Soopa and Peishkary of Hallyal, but considers it better to place the entire Police of Soopa, Soonda, Yellapoor and Bilighi Talooks on a Constabulary footing, and, were this done, does not think that more than 200 or 250 men need be added to complete the Establishment. Strongly recommends that the Joint Magistrate be allowed 25 horse-men.
81	Minute by the President.....	12th May.	Observes that the re-organization of the Police in the 4 Northern Talooks of Canara on a Constabulary footing is in accordance with former orders, that the new levies should be kept within 200 foot-men in addition to the Police Peons, and that the necessity for raising Horse Police must be shewn and confined to the smallest possible number.
82	Order thereon.....	27th May.....	Resolve accordingly. Cannot accede to the proposal to confer on the Officer appointed to command the powers of a Magistrate, as it would be inconsistent with the principle of the new Constabulary force, except under peculiar and emergent circumstances.