M.R.O. 1—39,000—16-10-23.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 7

Press Mis—

Schedule of contents

Dated 16-11-1923.

Pro no - 1 to 96

Not to be folded or roughly handled

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PROCEEDINGS, JUDICIAL DEPARTMENT, FROM 1ST TO 10TH NOVEMBER 1859.

No.	The authority from, and Order thereon.	Date.	Subject.
		1859.	
1	C. W. Reade, Esq., Madras Civil Service.	27th Octr. ...	Expresses regret and offers an apology for having made certain personal reflections against His Excellency the Governor in letters written by him to the Rajah of Vizianagrum.
2	Order thereon.....	1st Novr.....	Copy of the letter forwarded to the Secretary of State for India.
3	Secretary to the Government of India.	4th Octr.....	Forwards Extract of letter from the Advocate General, Calcutta, defining the duties of the Government Law Officers, with a request that it may be accepted as a general standard by which any questions arising between Government and those Officers may be tested.
4	Order thereon.....	2nd Novr.....	Communicated to the Law Officers.
5	Acting Commissioner of Police.	31st Octr.....	Reports the arrival of a convict, Nagoor Rowten *alias* Poothooran, from Madura, under sentence of transportation.
6	Order thereon.....	2nd Novr.....	Direct a passage to the Straits to be provided for the convict, and copy of the Proceedings to be forwarded to the Magistrate of Madura.
7	Secretary to the Government of India.	7th Octr.....	Transmits copy of Home Despatch, suggesting the abolition of the office of Cazee, and requests to be favored with this Government's remarks on the subject.
8	Order thereon.....	3rd Novr.....	Referred to the Sadr 'Adálat.
9	Proceedings of Government, Public Works Department.	24th Octr.....	Revising the rules for entrance into and promotion in the Department of Public Works.
10	Order thereon.....	3rd Novr.....	Communicated to the Inspectors General of Police, and Jails, and the Commissioner of Police.
11	Magistrate of Madura.....	12th Octr.....	Submits correspondence with the Session Judge, and Proceedings of his Court, denying the power of the Magistracy to interdict a procession down a certain street, with his remarks upon the case, and solicits that the Government Pleader may be directed to move the Foujdári 'Adálat to cancel the Session Court's Order, should Government be satisfied that it impairs the efficiency of the Magistracy.
12	Order thereon.....	3rd Novr.....	Copies of the letter and enclosures forwarded to the Government Pleader with directions accordingly.
13	Right Honorable the Secretary of State for India, (Despatch, No. 19 of 1859.)	23rd Septr.....	Is satisfied with the explanation of the Agent at Vizagapatam, in regard to the State Prisoner, Somasoondra Deo.
14	Order thereon.....	3rd Novr.....	Recorded.
15	Right Honorable the Secretary of State for India, (Despatch, No. 18 of 1859.)	23rd Septr.....	Approves of the proceedings relative to the application of the Reverend Mr. Lechler, for admission into the Salem Jail, for Missionary purposes.
16	Order thereon.....	3rd Novr.....	Communicated to the Inspector General of Jails, and the Sub-Judge of Salem.
17	Officiating Register to the Court of of Foujdári 'Adálat.	21st Octr.....	Submits the case of Tandavaroya Padiachee, tried for horse-stealing by the Moofty Sadr Ameen of Chingleput, and acquitted on the ground of insanity, with the Judge's suggestion that in cases in which the Subordinate Courts have final jurisdiction, references to Government under Act 4 of 1849, should be made *direct* by the Officers presiding in such Courts.

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18	Order thereon.....	3rd Novr.....	Direct the prisoner to be forwarded to the Magistrate in order to his taking security from his relatives to keep him under restraint. Approve the suggestion and request the Judges to instruct the Subordinate Judicial Authorities accordingly.
19	Collector of Malabar.....	15th Octr.....	Requests sanction for a statement of the quantity of horse gram supplied to the ponies attached to the Police Corps from 1st May 1858 to 31st May 1859, amounting to Rupees 1,392-3-0.
20	Order thereon.....	3rd Novr....	The charge sanctioned from the 1st May 1858, at Rupees 3-8-3 a day, up to the date (to be reported) of the transfer of the Mountain Train, subsequent supplies forming a charge in the Military Department.
21	Collector of Sea Customs...	25th Octr.....	Reports that 6 cases of Sulphur, consigned to Chockappa Chetty, have arrived from Rangoon, which he has retained.
22	Order thereon.....	3rd Novr....	Direct the Collector how to act in this, and all similar cases of the importation of Sulphur.
23	Chief Engineer, Public Works Department.	13th Octr.....	Submits revised Estimate of the cost of constructing the Police Tannahs at Eckumbi and Munchekeri in the Canara District.
24	Order thereon.....	3rd Novr....	Enclosures forwarded to the Inspector General of Police for report, and the Chief Engineer requested to forward the plans of the Tannahs.
25	Right Hon'ble the Secy. of State of India, (Despatch, No. 17 of 1859.)	23rd Septr...	Approves of the intention to remit, from 1st November, the unexpired portion of the imprisonment of those of the Tinnevelly rioters then in confinement.
26	Order thereon.....	3rd Novr....	Communicated to the Magistrate of Tinnevelly.
27	Secretary to the Judicial Commissioners.	25th Octr.....	Conveys the opinion of the Commissioners that, for reasons stated, it is desirable to prevent the New Civil and Criminal Procedure Bills, from coming into operation in the Madras Territories.
28	Order thereon.....	4th Novr....	Under the circumstances set forth, resolve to forward copy of the letter, and the proceedings thereon to the Member for Madras, with a request to bring into the Legislative Council an Act suspending the introduction in in this Presidency of Act 8 of 1859, and with instructions to object to the extension thereto of the new Criminal Procedure Bill, &c.
29	To the Member for Madras of the Legislative Council.	4th Novr....	Forward copy of the letter and order with a request, &c., accordingly.
30	To the Secy. to the Govt. of India, Home Dept.	4th Novr....	Transmit copy of the letter from the Judicial Commission, and of the orders thereon.
31	Director General, Medical Department.	31st Octr.....	Forwards Extract from Report by the Inspector General of Hospitals on the Jails at Madras, with his remarks.
32	Order thereon.....	4th Novr....	Referred to the Commissioner of Police.
33	Session Judge of Honore....	15th Octr.....	Requests sanction to a Bill for Rupees 37-13-0, the amount of travelling expenses incurred by K. Soobrow, a Gomastah of Civil Court of Mangalore, sent to Honore as Malayalum Moonshee, for recording the examinations in the case of the late Mopla Outlaw Ulaven Moota.
34	Order thereon.....	4th Novr....	Sanctioned.
35	Collector of Kurnool.....	29th Octr.....	Forwards Petition from 66 Members of the family of the late Nawab of Kurnool complaining of the decision of the Session Court of Nundial in the case of riot in which the late Nawab's son-in-law was accused of being concerned, and praying to be removed from the jurisdiction of that Court, and placed under the care of the Collector.
36	Order thereon.....	4th Novr.....	Direct the Collector to inform the petitioners that they should appeal to the Foujdárí Ádálat.
37	C. M. Teed, Esq., Administrator General.	28th Octr.....	Applies for permission to proceed to Bangalore on Medical Certificate.
38	Order thereon.....	4th Novr....	Not objected to. Mr. Dale appointed Administrator General until Mr. Teed's return.
39	Commissioner of Police.....	22nd Octr.....	Under circumstances represented, recommends that a Choultry, occupied as a Darogah's station, be put into thorough repair, and that a rent of 4 Rupees per mensem be paid to the land-lord.
40	Order thereon.....	4th Novr.....	Communicated to the Public Works Department. The payment of rent at 4 Rupees a month, sanctioned.
41	Inspector General of Mofussil Police.	25th Octr.....	Requests sanction for an arrangement with Mr. Peachey for the purpose of establishing a good system of Account Books, Audit, &c., applicable to all Districts, the remuneration to him being met from the sanctioned allowance of the Office Establishment.
42	Order thereon.....	4th Novr.....	Sanctioned.
43	Stree Vurdaraj Bunge, (petition.)	27th Octr.....	Solicits a reply to his petition of the 2nd July, respecting the celebration of his marriage and prays for restoration of his Zemindari.
44	Order thereon.....	4th Novr.....	Informed that Government cannot depart from the decision passed in Political Proceedings, 27th April, No. 256.
45	Inspector General of Jails...	29th Octr.....	Requests a further advance of Rupees 5,000, on account of the new Jail at Utakámund.
46	Order thereon.....	5th Novr.....	Authorized.
47	Acting Commissioner of Police.	2nd Novr.....	With reference to Order, 3rd October, No. 1344, reports that the person alluded to, was married to the late Mr. Cherry, and that she is in distressed circumstances.
48	Order thereon.....	5th Novr.....	Direct the Principal Sadr Ameen at Cuddalore to remit the sum, Rupees 56-1-3, in deposit with him to the Commissioner of Police, for payment to the widow.
49	Mr. A. A. Sevestre, Calcutta.	30th Septr....	Forwards part 7, Volume 5, of his Reports of Select Cases decided by the Sadr Dewany Adalat; with Bill for the same, amounting to Rupees 49-12.
50	Order thereon.....	5th Novr.....	Direct the Accountant General to adjust the Bill, and one copy of the work to be forwarded to the Sadr Adálat and the Revenue Board, each.
51	Inspector General of Mofussil Police.	1st Novr.....	Requests sanction to a Bill, amounting to Rupees 50, for the travelling expenses of J. Dhurmaroyen, Deputy Collector with the Inam Commission, who was sent as a confidential Agent into Salem to make enquiry relative to the headless Idol, that was carried through that District.
52	Order thereon.....	5th Novr.....	Sanctioned.

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53	Major W. J. Wilson, Magistrate of Police.	29th Septr....	Requests sanction for the payment of his travelling expenses to and from Bangalore.
	.....	29th Septr....	Referred to the Civil Auditor.
54	Civil Auditor.....	10th Octr.....	Reports that Major Wilson's case may be treated agreeably to Orders, 4th April 1851, No. 201, Judicial Department, and 9th May 1859, No. 726, Public Department or a travelling allowance may be granted to him in accordance with the principle laid down in Paragraph 7, "Travelling," Section 5, "Batta" of the Military Pay and Audit Regulations.
55	Acting Archdeacon of Madras.	8th Octr.....	At the request of the Reverend A. H. Alcock, forwards a Bill for travelling allowances to Bangalore, and back.
	.....	12th Octr.....	Referred to the Civil Auditor.
56	Civil Auditor.....	22nd Octr.....	Is of opinion that the travelling allowance applied for by the Reverend Mr. Alcock, may be sanctioned as in the recent case of the Bishop who was summoned from Utakámund to give evidence in the Police Court at Vepery.
57	Order thereon.....	5th Novr.....	Being of opinion that the cases should be dealt with under the spirit of the Orders, 10th November 1857, No. 1462, sanction the reimbursement to Major Wilson, and the Revd. Mr. Alcock of the travelling expenses actually incurred by them.
58	Mr. J. Higginbotham.....	2nd Novr.....	Solicits patronage to a new Edition of Strange's Hindoo Law, with an Introduction by J. D. Mayne, Esq.
59	Order thereon.....	5th Novr.....	The Judges of the Sadr 'Adálat requsted to report how many copies should be taken for their own, the Zillah and Subordinate Courts.
60	Director General, Medecal Department.	3rd Novr.....	Is of opinion that an Assistant Surgeon may be usefully employed in Medicial charge of the Ganjam and Orissa Sebundies.
61	Order thereon.....	5th Novr.....	Desire the Director General to submit to the Governor the name of an Officer for the duty.
62	Advocate General.....	3rd Novr.....	Thinks that Sections 1 and 2 of the Draft Bill to amend Act 8 of 1855, may be omitted, and suggests a few alterations in Sections 3 and 4.
63	Order thereon.....	5th Novr.....	Communicated to the Military Department.
64	Proceedings of Government Military Department.	28th Octr.....	Recording remarks on the subject of a collision during the Muharrum between the Sebundy Corps and the Sepoys of the 43rd Regiment N. I., at Russelcondah, and permitting the Commander-in-Chief to put the 43rd in movement from that Station whenever His Excellency may be pleased to direct.
65	Order thereon.....	7th Novr.....	Communicated to the Agent in Ganjam.
66	Proceedings of Government, Revenue Department.	31st Octr.....	Authorizing the transfer to the Inspector General of Police of the building contiguous to the Bungalow at old Arcot, formerly occupied by the Sub Collector.
67	Order thereon.....	7th Novr.....	Communicated to the Inspector General.
68	Right Honorable the Secre- of State for India, (Despatch, No. 20 of 1859.)	30th Septr.....	Approves of proceedings in regard to the renewal of the Moplah Act, No. 23 of 1854, and trusts that the Legislative Council will not refuse its assent to the measure.
69	Order thereon.....	7th Novr.....	Communicated to certain local officers and to the Member for Madras.
70	Chief Clerk of the Insolvent Court.	3rd Novr.....	Transmits duplicate copies of the Schedule of J. H. Kenrick of the late firm, of Kenrick and Co., an Insolvent Debtor.

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71	Order thereon.....	7th Novr.....	The Schedules forwarded to the Home Authorities.
72	To the Under Secretary of State for India.	7th Novr.....	Transmit 2 copies of the Schedule.
73	Proceedings of Government, Revenue Department.	4th Novr.....	Communicating Order respecting the formation of the new Kistna and Godaveri Districts, with the view of ascertaining the changes it will be proper to make in the arrangements of the Courts in the Rajahmundry, Guntoor and Masulipatam Zillahs.
74	Order thereon.....	7th Novr.....	Copy of the Order furnished to the Sadr Court, with a request for the requisite report.
75	Proceedings of Government, Public Works Department.	28th Octr.....	Communicating President's Minute and para: 2 of Order thereon, laying it down as a Rule that every Government servant taking the benefit of the Insolvent Act shall *ipso facto* be suspended, &c.
76	Order thereon.....	7th Novr.....	Recorded.
77	Commissioner of North Canara.	21st Octr.....	Does not think it advisable to release, under the Act of Grace, 3 prisoners sentenced to 3 years' imprisonment, as having been active participators in last year's disturbances, until the 'Bund' is broken up.
78	Order thereon.....	8th Novr.....	Agree with the Commissioner.
79	Stree Vardarauze Bunge, Ex-Zemindar of Goomsur.	20th Octr.....	Offers explanation regarding certain Goomsur Stipendiaries at Vellore, to shew that they are his servants.
80	Order thereon.....	8th Novr.....	Informed that Government cannot enter into the matter.
81	Magistrate of Madura.....	18th Octr.....	Forwards letter from the Deputy Magistrate, requesting opinion as to how he should deal with two Merchants for offences under Act 19 of 1859, of which they plead ignorance, and states that he thinks, that a fine and warning to both, &c., would sufficiently meet the cases, but it has occurred to him whether the Magistrate can proceed under that Act until the Order in Council, referred to in Section 33, shall be repeated.
82	Order thereon.....	8th Novr.....	Agree with the Magistrate as to the manner of dealing with the cases alluded to, but do not consider it necessary to repeat the Order in Council, &c.
83	Offg. Register to the Court of Sadr Adálat.	28th Octr.....	Recommends, by direction of the Judges, sanction to a Statement from the Civil Judge of Calicut for an increase to his establishment of 4 Gomastahs on an aggregate salary of 37 Rupees per mensem, for 1 year, also of 2 Gomastahs to the establishment of the District Moonsiff of Ernaad, for 6 months on an aggregate salary of 10 Rupees a month, the extra assistance being urgently required.
84	Order thereon.....	8th Novr.....	Authorized, subject to the confirmation of the Supreme Government. The Statement returned in view to one in prescribed form being submitted.
85	From the Right Honorable Lord Elphinstone, to the Honorable Sir C. E. Trevelyan, (Telegram.)	2nd Novr.....	Intimates the receipt of a Telegram from the Governor General of Goa stating, that, if agreed to, he will accept the submission of 25 of the Bund who have offered to give

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			themselves up to him on condition of not being delivered over to the British Government; if not, he will continue to follow them up. Wishes to know the view taken by this Government.
86	From the Honorable Sir C. E. Trevelyan, to the Right Honorable Lord Elphinstone, (Telegram.)	.....	Thinks that the offer should not be accepted, &c.
87	Order thereon.....	9th Novr....	The Telegrams recorded.
88	Right Honorable the Secretary of State for India, (Despatch, No. 15 of 1859.)	30th Septr....	Calls attention to an Act of last Session, Chapter 41, Sections 1 and 2, by which the difficulties experienced in regard to the execution of Leases and Contracts under the provisions of Act 21 and 22 Vic. Cap. 106, Sec. 40, are removed.
89	Order thereon.....	9th Novr.....	Communicated to the Government Solicitor, and certain other Officers and Departments.
90	Extract from the Proceedings of the Government of India.	22nd Octr....	Ordering copy of certain papers respecting the revision of Mr. Teed's (Administrator General) emoluments to be forwarded to the Secretary of State for India.
91	Order thereon.....	10th Novr....	Paragraph 2 of the Supreme Government's Order communicated to Mr. Teed.
92	Secy. to the Govt. of India, (Circular to Commissioners in the various Districts, &c.)	6th Octr.....	Conveys instructions laying down a few general principles for guidance and leaving it to them to determine, in concert with the Magistrates of their Divisions, what Forts and fortified buildings shall be destroyed, and in what manner the demolition shall be carried out.
93	Order thereon.....	10th Novr....	Communicated to the Military and Public Works Department.
94	Secretary to the Judicial Commissioners.	9th Novr.....	Intimates that the Commissioners doubt the expediency of making to the Legislative Council an application in the terms of his letter of 25th October, but hope that, as they are considering the applicability to the circumstances of Madras of the 4th Report of the English Commissioners, the Supreme Government will be induced to cause an application to be made for the suspension of the Civil Code Procedure Act.
95	Order thereon	10th Novr.....	Order, 4th November, No. 1487, cancelled, and a letter despatched to the Supreme Government; copy of it being furnished to the Judicial Commissioners and the Member for Madras, &c.
96	To the Secretary to the Government of India.	10th Novr.....	Suggest that measures may be adopted for suspending the introduction of Act 8 of 1859, in this Presidency.

Exd. F. Cartledge.