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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Judicial

DEPARTMENT

G.O. No.	577	Press.
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Dated	9.5.1860	198.

12/12

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
for the month of May 1860.*

Read the following papers:—

No. 49. From Lieutenant Colonel H. COLBECK, Senior Magistrate of Police, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 21st April 1860, No. 5.

I have the honor to request the sanction of His Excellency the Honorable the Governor in Council for at least three additional Peons being attached to this Court, as the present number (seven) is quite inadequate to the performance of the various duties devolving upon them.

2. With the Books now before me, it appears that already during the current month 366 persons have been summoned for assault, trespass and various offences arising from petty quarrels.

3. These cases are quite independent of those contained in the "Charge Sheets" and routine duties of each day, and in consequence of the widely scattered dwellings in my District it frequently occurs that the Summoning Peons are unable to execute in time the vast number of Summons, Subpoenas, Warrants and other instruments entrusted to them.

4. Formerly upon each Summons granted to applicants a fee of 4 annas was levied, but upon the inauguration of the new Police Code, this fee was abolished with the remark that it was desirable that the people should obtain redress for minor wrongs, such as usually form the subject of complaint before the Magistrates of Police, with as little expense as possible.

5. This intention is more than neutralized by the paucity of Summoning Peons at this Court, for it must be no slight consideration to laborers and mechanics, whose time is money, to be obliged to attend at the Police Courts for a longer time than would be necessary were proper and judicious arrangements made for their convenience.

6. Section XXIII, Act XIII of 1856, runs thus:—"The Commissioner of Police shall take care that a sufficient number of Officers belonging to the Police Force shall be in attendance upon every Magistrate sitting at any Police Court, for the purpose of executing all such Orders and process as may be directed or delivered to them."

7. Notwithstanding this and the matter having been repeatedly brought by me fully to the notice of the Commissioner of Police, so far from rendering me the assistance sought, he has lately withdrawn one Peon from the already insufficient number.

8. In conclusion, while I have no wish to interfere with any arrangements the Commissioner may see fit to make with regard to the location and employment of the Force under his orders, still I may perhaps be permitted to observe that I do think were a few Peons from the "Reserve Force" located at the three Police Courts, it would be an excellent arrangement, for while they might (ordinarily) be employed in assisting in the duties of the different Courts, they would be equally available in cases of emergency and might be even more readily than at present thrown upon such part of the Town as might require their services.

Referred to the Commissioner of Police.

(Signed) T. PYCROFT,

Chief Secretary.

FORT SAINT GEORGE,
21st April 1860.

No. 50. From Colonel J. C. BOULDERSON, Commissioner of Police, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 21st April 1860, No. 42.

1. I have the honor to return the letter of Colonel Colbeck to your address under date 21st instant, in which that Officer requests that 3 additional Peons may be attached to his Office,

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for the month of May 1860.*

and also suggesting that a portion of the Reserve Force of Peons now stationed at my Office, should henceforth be divided between those of the Magistrates for the performance of ordinary duties.

2. In conformity with the Orders of Government, I beg at the same time to submit the following remarks.

3. The detail of Police Officers for the service of the several Police Courts was prepared by the late Chief Magistrate Mr. E. P. Elliot, on the introduction of Act XIII of 1856 (the present Police Code) and the following distribution then accordingly took place, under the Order of Government, vide Table No. 1, in which the figures entered with an asterisk (*) show the number of men available for the execution of the Orders and Processes of the Courts to which they are respectively attached. In addition thereto, for the purpose of keeping order, European Constables are constantly in attendance. Vide present States marked A. B. C. annexed.

Table No. 1.

	Inspectors.	Darogahs.	Office Dafadars.	Peons.	Talliar Naigues.	Talliars.	Hurcarrahs.	Total.
Commissioner's Office.....			1	6	1	3	7	18
Town Police Court.....	1	1	1	*8	*1	*3	1	16
Vepery Police Court.....	1	1	1	*6	*1	*3	1	14
Royapettah Police Court.....	1	1	1	*6	*1	*3	1	14
Total.....	3	3	4	26	4	12	10	62

4. Under the old Police Code, the number of Police Officers employed at the Police Courts was as follows:

	Dafadars.	Peons.	Hurcarrahs.	Darogahs.	Talliar Naigues.	Talliars.	Silver belt Peons.	Total.
General Police Office and Magistrate's Court Royapet.....	1	12	9	1	1	4	3	31
Town Police Court.....	1	8	1	0	1	2	3	16
Total.....	2	20	10	1	2	6	6	47

Judicial Department, dated 11th July 1857,
No. 807.

5. In 1857, the Government ordered the Commissioner of Police to entertain a certain number of the Sepoys of the late Carnatic detached for duty at each of the Police Courts, in order to give employment to them. These men are now being fast absorbed into the standing Force under the operation of the Order of Government dated 15th November 1859, and when the men lately pensioned are struck off, that extra body will no longer exist; consequently it is out of my power to place supernumeraries any further at the disposal of the Magistrates.

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for the month of May 1860.*

6. In the 7th paragraph of his letter, Colonel Colbeck says, that the Commissioner of Police, so far from rendering him the assistance sought for, has lately withdrawn one Peon from the already insufficient number on duty at his Office. As this para. is calculated to convey a wrong impression, I submit in margin an extract from the letter* which I on that occasion addressed to him.

* "In accordance with the Orders of Government dated 15th November last, No. 1556, Judicial Department, the Peons, called extra, formerly Sepoys in the service of the late Carnatic Circar are being fast absorbed into the standing Force. I have the honor to inform you that I am obliged to withdraw from your Office the extra men I have for the last 2 years been able to allow you in consequence of my having those extra men for duty."
13th January 1860.

Marked D and E.

7. Ever since the separation of the Police from the Magistracy, it has been Colonel Colbeck's endeavour to procure an increase to the number of Police Officers at his Court, and upon that subject we have always been at issue, because I consider the number of Officers allotted more than is necessary for the duties they are there to perform. Vide extracts of correspondence annexed.

8. By reference to Table No. 1, you will find that he has 6 Peons, 1 Talliar Naigue, and 3 Talliars, in all 10 persons available for the execution of the Processes of his Court.

9. In his letter under notice, Colonel Colbeck informs you that he had during part of the month of April already summonsed 366 persons. Now deducting 3 Sundays out of those 21 days, the average number of Processes served on each day is 20 $\frac{2}{3}$, and that number divided between 10 persons, leaves only 2 for each; but I believe it is usual to employ no more than 2 Peons on that duty, and then each would have 10 to dispose of.

10. Colonel Colbeck's applications for an increase to the number of Peons were so frequent, that I was induced (fearing I might be judging wrongly in withholding it) to apply to the Chief Judge of the Court of Small Causes, for information as to the number of Bailiffs employed for the service of the Processes of his Court, and I was obligingly favored with the following Statement:

Original appended.	Processes issued in 1858.
Summonses.....	40,138
Second and further Summons.....	5,604
Subpoenas.....	30,303
Attachments.....	22
Warrants.....	6,267
Judges' Warrants.....	29
Commitments.....	3
Notices for revival of Judgment.....	1,698
Ordinary notices.....	128
	<u>84,192</u>

Average service between 18 Bailiffs.

4,677 per year

389 per month

15 per day (exclusive of 52 Sundays, Christmas-day and Good Friday.)

N. B.—Two Bailiffs attend the 2nd and 3rd Judges during their sitting in Court, and consequently serve but few Processes.

11. You will observe that each Bailiff has on an average 15 Processes to serve daily. It must be remembered however that the Processes of that Court are not returnable so quickly as those issued by Magistrates, that the Jurisdiction of that Court is much more extensive than a Magistrate's District, and that it is also often a very difficult matter to effect the service in Civil cases.

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12. With reference to the concluding portion of Colonel Colbeck's letter, I beg leave to observe that the frequent calls of the Quarter Master General and of other Officers of Government for the assistance of bodies of Police Officers, would render that disposal of the Reserve Force proposed by Colonel Colbeck most inconvenient to me, and the Public service would be impeded thereby. Indeed the employment at present of a large body of Police Officers upon duties hitherto taken by the Military, renders such a measure impossible.

13. The Government may rest assured that if I had found the number of Police Officers enrolled any way in excess of the number actually required to meet the frequent calls for the services of that body, I should have ceased to draw pay for the full sanctioned establishment long ago, in the same manner that I have acted with respect to other branches of the Force. Vide copies of pay abstracts annexed, marked F and G.

No. 51. ORDER THEREON, 9th May 1860, No. 577.

Resolved that the Magistrate of the Royapettah District be informed that the Government, having consulted the Commissioner, are not prepared to increase the Police establishment at present attached to the Royapettah Court.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F Cartledge.

Proceedings in 1858

Summoned	40138
Second & further Summoned	5604
Subpoenas	30303
Attachments	22
Warrants	6267
Judges Warrants	29
Commitments	3
Notices for Revival of Judgment	1698
Ordinary Notices	128
	<u>84192</u>

Average Service between 18 Bailiffs

4,644 per Year

387 per Month

15 per day (exclusive of 52 Sundays, Christmas day
and Good Friday)

N.B. Two Bailiffs attend the 2^d and 3^d Judges,
during their sitting in Court, and consequently
serve but few Processes.

Shaw
clerk
19 Aug/60.

Proceedings of the Madras Government, Judicial Department
for the month of May 1860.

M.
Present state of the Police Officers on duty at their respective Posts at the *Town*
Police Court.

	Inspectors	Constables	Darogahs	Office Duffians	Peons	Tallies Nalgues	Tallies	Hurcarahs	REMARKS
Present for duty.....	1	3	1	1	9	1	3	1	<i>J. P. Clarke</i> <i>Huggins</i> <i>W. W. Huggins</i>
Absent.....	"	"	"	"	"	"	"	"	<i>Staffers absent on</i>
On leave.....	"	"	"	"	"	"	"	"	
Total.....	1	3	1	1	9	1	3	1	

Police Court,
at 4 1860.

J. J. Taylor
Office Inspector

Exclusion of one Peon of the
Police Court.

State of the Police Officers on duty at their respective Posts at the
Police Court.

	Inspectors.	Constables.	Darogahs.	Office Duffadars.	Peons.	Talliar Naigues.	Talliar.	Hurcarahs.
for duty.....	1	1	1	0	1	3	1	
.....	"	"	"	"	"	"	"	"
.....	"	"	"	"	"	"	"	"
.....	"	"	"	"	"	"	"	"
Total.....	1	1	1	0	1	3	1	

REMARKS.

Christoph. J. Burdett,
Super. J. M. C. Taniguchi
of the H. P. India.

Police Court,
1860

W. H. M. S.
Office Inspector or Constable

* Estimate of the C. H. S. S.

Report state of the Police Officers on duty at their respective Posts at the Police Court.

RECAPITULATION

	Inspectors	Constables	Darogahs	Office Daffadars	Poonas	Tallier Naigars	Tallars	Havildars
For duty	1	2	1	1	1	1	1	1
	1	1	1	1	1	1	1	1
	1	1	1	1	1	1	1	1
Total	1	2	1	1	1	1	1	1

Constable Mullerappa Shafik
Mungara
Vas. Rao per

[Signature]
Office Inspector on Constable

Police Court
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[Signature]
1860

* Exclusion of one Person of the
Extra Establishment

Extract from a letter from Lieut. Col. Colbeck
 Senior Magistrate of Police dated 7th
 August 1857 to the Commissioners of Police.

"I have the honor to request that
 three additional Peons may be posted
 for duty at the Royapettah Police Court
 as I find the present number quite
 inadequate to the performance of the
 duties of my Office even although I have
 temporarily joined my own personal
 Peon."

Section XIII of Act XIII of 1856
 directs that a sufficient number of Officers
 belonging to the Police Force shall be in
 attendance upon every Magistrate. —
 The number at present furnished is
 totally insufficient. — It is precisely
 of the same strength as that furnished
 previous to the passing of the new Police
 Act, when you will bear in mind the
 Officers of the Superintendent of Police
 and the Magistrates were not separated
 consequently the services of several Police
 Officers were then available to the sitting
 Magistrates whenever an emergency
 required them, — such is not the case at
 present. — Act XIII of 1856 has in-
 duced a great accession to Magisterial
 work and yet (as I before stated) the
 Police Force remains unincreased even
 though deprived of assistance formerly
 rendered by the Officers attached to the
 Establishment of the Superintendent of
 Police. — The Police Force has recently
 been much increased and I should

conceive

conceive there can be no possible diffi-
culty in complying with my request,
but should you object to accede to it,
I have the honor to beg you will sub-
mit the matter (forwarding a copy of
this letter) for the decision of the Right
Honorable the Governor in Council.

E.

Extract from a letter from Colonel
S. C. Donaldson Commissioner of
Police dated 14th August 1857 to
Lieut. Colonel St. Colbeck Senior
Magistrate of Police.

"I have the honor to acknowledge
receipt of your letter of 7th Instant,
and in reply to inform you that I
regret I am unable to comply with
the request therein conveyed, which
I understood to be a permanent
addition of three Police Constables to the
strength of the detail of the Police
Guard on duty at your Office, because
I have no spare men of the permanent
force available for such duty. You
must be aware that the strength of the
detail on duty at your Court was
fixed by this Government at its present
number at the recommendation of the
late Chief Magistrate and that
same subsequently received the sanc-
tion of the Government of India and
that no permanent addition can be
made to the Police Force without the

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permission of that Government being
sought and obtained. I see no grounds
upon which I can go up to Government
and solicit a permanent increase ex-
cept your own request. At present
the Area over which your jurisdiction
extends is less by One-half than it was
formerly, and the returns from your
Court do not show an increase of
work beyond what it was in former
days. You say the strength of the
party is precisely the same as it was
previous to the introduction of the new
Police Act, previous to which time I beg
leave to add, your jurisdiction extended
over 4 Police Divisions, whereas it now
extends over 2 only. — You must also
be aware that the Government do not
sanction a Police Officer being sent to
any of the Magistrates as a personal
Peon — the whole detail therefore sent
to your Office is intended for employ-
ment solely in executing all such
Orders and Processes as may be
directed or delivered to them by the
Sitting Magistrate who according to
Section 43 of the Police Act is exercising
the power and jurisdiction which by
virtue of the Law may be exercised
by two Justices of the Peace. —
(True Extracts)

Commissioner of Police.

F.

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Her Majesty's Government of India.....Dr

To the Pay of the Establishment of the Marine Police Force.

		Rupees.	A.	P.
1	Superintendent	250		
1	Inspector	110		
1	Constable	50		
1	Samadar	35		
1	Duffadar Major	15		
10	Duffadar at 12 Rupees each	120		
10	Naigues at 10 Rupees each	100		
2	Writers at 25 Rupees each	50		
6	Cumsepallays at 10 Rs. each	60		
70	Peons 1 st Class at 5 Rs. each	350		
80	Peons 2 nd Class at 7 Rs. each	560	19	10
<u>Boat & Colanaram Muzur.</u>				
14	Findalls at 12 Rupees each	168		
36	Boat boys at 10 Rupees each	360		
14	Peons at 5 Rupees each	70		
14	Peons at 5 Rs. 7 1/2 Rupees each	105		
9	Colanaram Muzur at 100 Rupees each	900	53	2
		Rupees	244	2
X	Deduct Undrawn Salary as particularized on the other side.	195		
		Total Rupees.....	2,317	

RUPERS Two thousand, two hundred, and thirty seven. Contents Received.

I certify that the orders of Government in respect of dividing Salaries have not been violated.

MADRAS POLICE
COMMISSIONER'S OFFICE,
1860.

Commissioner of Police.

To The Sub-Treasurer for the time being of the Government of Fort Saint George.

Received on the day of

1860, from Her Majesty's Government of India.

through the Sub-Treasurer for the time being of the Government of Fort Saint George, the above mentioned sum of Rupees

Rupees. 2,317

Commissioner of Police.

Memorandum of Expenditure

Master	Rs 25
Second class	8
Boat hire at 7 Rupees each	140
Boat hire at 5 Rupees each	15
Boys at 3 1/2 Rupees each	7
<u>Rupees 195</u>	

To the Pay of the Establishment of the

Police

Deduction

X One set of Boat Hire disallowed as reported by the Commissioner of Police to Govt in his letter of 7 July 1869.

Rupees. A. P.

160

80

Total Rupees..... 80

Contents Received.

RUPEES

I certify that the orders of Government in respect of dividing Salaries have not been violated.

MADRAS POLICE
COMMISSIONER'S OFFICE,
1869.

Commissioner of Police.

To The Sub-Treasurer for the time being of the Government of Fort Saint George.

Received on the day of 1869, from Her Majesty's Government of India,

through the Sub-Treasurer for the time being of the Government of Fort Saint George, the above mentioned sum of Rupees

Rupees 80

Commissioner of Police.

Handwritten text, possibly a signature or date, located on the left page.