

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	601	Press
		Mis.
21-23		
21-23		
Dated	14.5.1860	19

Not to be folded or roughly handled*not my*

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

Read the following papers:—

No. 21. From J. R. BOYSON, Esq., Government Solicitor, Madras, to the Chief Secretary to Government, Fort Saint George, dated 5th May 1860, No. 442.

Dated 21st April 1860, No. 493, Judicial Department.

Dated 25th April 1860, No. 516, Judicial Department.

Order, dated 27th April 1860, on letter from Mr. Arthur Ritchie, to Government, of same date.

1. With reference to the Proceedings of Government, noted in the margin, and the proposal of Mr. Arthur Ritchie that his brother, Mr. Alexander Ritchie, and Mr. John Shaw (Mr. Alexander Ritchie's partner,) shall be his Sureties for the due performance of his Office of Administrator General of Madras, I have the honor to state that Mr. Alexander Ritchie

has himself informed me that he is possessed of Government Securities amounting to about a lak and 30,000 Rupees. He has also his house at Madras (in the Mowbray Road,) which I consider worth from 12 to 15,000 Rupees, and a house and property on the Shevaroy Hills worth from 6 to 7,000 Rupees, besides his outstanding credits consisting of his bills of costs as an Attorney and Solicitor. He left Madras for Europe by the last Steamer, but contemplates returning in about a year, and the practice of his Firm during his absence will, of course, be conducted by his partner, Mr. Shaw. Mr. Alexander Ritchie likewise informed me that he should leave his Government Securities in the hands of the Oriental Bank with a view to their realising and remitting him the interest; and I believe he has done so.

2. I know that it was in contemplation to treat and look to one lak of the Government Securities before mentioned, as specially and primarily applicable to the trusts of Mr. Alexander Ritchie's settlements upon his wife (ante and post nuptial) and that the Trustees of these settlements were desirous that such lak of Rupees should be endorsed and transferred to them in their fiduciary character; but that to this course, which seemed to me the proper one, Mr. Alexander Ritchie declined to accede, proposing, however, to leave the Bank's receipt for such one lak of Rupees in the hands of the Trustees. What the ultimate arrangement was, or will be, I am unable to state.

3. Mr. Shaw was lately in partnership with Mr. Wilkins and has recently joined Mr. Alexander Ritchie. I have learnt from himself that he has not yet accumulated means, and would not be prepared to justify as surety for any amount.

4. The Firm of Ritchie and Shaw are well known, and have a good extensive, and increasing practice as Attorneys and Solicitors.

5. The Accountant General considered, (and I still think so,) that it would have been more satisfactory if Mr. Arthur Ritchie had named another Surety resident in Madras instead of his brother, he being on the eve of leaving India; but, inasmuch as Mr. Alexander Ritchie's absence is intended to be but temporary, it will be for Government to determine whether this objection shall be waived and whether, upon the information above afforded as to their means, the Sureties proffered by Mr. Arthur Ritchie shall be accepted.

6. To provide for the contingency of such acceptance, I prepared a joint and several bond from Mr. Alexander Ritchie and Mr. Shaw, and had it executed by Mr. Alexander Ritchie before his departure. Mr. Shaw will execute it as soon as he is informed that Government has resolved to accept Mr. Alexander Ritchie and himself as Mr. Arthur Ritchie's Sureties.

No. 22. From R. P. HARRISON, Esq., Accountant General, to the Chief Secretary to Government, Fort Saint George, dated 9th May 1860, No. 16.

With reference to the Government Solicitor's letter to your address, No. 442, dated the 5th instant, a copy of which has been furnished to me by Mr. Boyson, with a request that it may be considered confidential, I have the honor to state that the security offered by Mr. Arthur Ritchie, for the due performance of his Office of Administrator General, is in my opinion sufficient, if not objected to by Government, on account of the absence (which is understood will be temporary only) of Mr. Alexander Ritchie one of the Sureties named.

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

No. 23.

ORDER THEREON, 14th May 1860, No. 601.

Under the circumstances stated by the Government Solicitor and the opinion expressed by the Accountant General, the Government are willing to accept Mr. Alexander M. Ritchie and Mr. John Shaw as Sureties for Mr. Arthur M. Ritchie as Administrator General, under Section VII, Act VIII, 1855, and desire that the necessary bond may be taken from Mr. Shaw.

2. The Government request the Accountant General and the Government Solicitor to bring to the notice of Government at any time any circumstance, which may come to their knowledge, affecting the sufficiency of the security now accepted, or rendering it advisable to re-consider such security.

(Signed) T. PYCROFT,
Chief Secretary.

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May 11 1860

My dear Mr. Pycroft
Please consider my
letter as to the sufficiency
of Mr. Arthur Ritchie
as Administrator
General as permitted.
Such communications as
these ought not I think
to be printed or circulated
to others. Yours very truly
J. A. Keyser

Orders are requested upon
these reports from the Accountant General
and Government solicitor, relative to
the duties tendered by him to be
Fitch as Administrator General
under Section VII Act VIII 1855.
That Section must read
"Unless the Governor General of
India in Council or the Government
of India in Council shall otherwise
order, every Administrator General
hereafter to be appointed shall
give security to the East India Company
for the due execution of his office,

for one lakh of Rupees by his own
bond and for another lakh of
Rupees or for separate sums amounting
together to one lakh of Rupees by
the deposit of Government securities by
the joint and several bond or bonds
of two or more sureties to be ap-
proved by Government, or partly by
such deposit and partly by such bond
or bonds, provided that every Adminis-
trator General may, with the consent
of Government, substitute either of
the said two last mentioned kinds
of security for another previously
given for such last mentioned
lakh or any part of it, and every
Administrator General may with

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the consent of Government and shall
from time to time, when required by
Government do to do cause fresh
sureties to be substituted for any of
those previously bound so far as the
security shall relate to the due ex-
ecution of his office for the time
then to come.

The correspondence which
passed in 1850 on the occasion of
the Bill furnishing securities
under the previous Act II. 1850 is
put up

It will be very difficult
to find another person to fill
the office of Administrator General
and it is suggested that
the office should be abolished.

Should Mr. Ritchie be repaid
for default of sufficient se-
curity. 9-5-60

I think we may be satisfied
with the security

If the Govt. remits for 10 May 60
3000 Rs. are deposited with the Ac-
countant General, it will be amply sufficient

I think the security as handed
is ample - The rule is now in force
preclude the possibility of the A.G.
cheating, or losing the money of

Proceedings of the Madras Govt.
Read the following letter
from the Govt. Solicitor - Inter 5 May 60 N^o 412.
the Acct. Genl - 9 do - 2 - 16.

Order - 14 May 1860 N^o 601.
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VII

Sept VII. Act VIII 1855 & desire
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2. The Govt. request the Act.
Genl. & the Govt. Solicitor to
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The Govt. Solicitor.
Act. Genl. }
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