M.R.O. 1—89,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 117 Press ~~Mis.~~

163-164

Dated 30.1.1861 ~~19~~ .

4/5

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
30th January 1861.

Read the following Memorandum :—

No. 163. MEMORANDUM.

The Registrar of the Sudder Court has the honor to forward 3 copies of the Circular of the Judges under date the 25th instant, on the subject of Act VIII of 1859, as desired by the Proceedings of Government, dated 5th October 1859, No. 1,354.

(Signed) C. F. CHAMIER,
Registrar.

SUDDER COURT,
25th January 1861.

To the Chief Secretary to Government.

No. 164. To the Secretary to the Government of India, Home Department, dated Fort Saint George, 30th January 1861, No. 117.

In continuation of my letter of the 19th ultimo, No. 1,672, I am directed to forward, for submission to the Government of India, a copy of a Circular issued by the Sudder Court, in respect to Act VIII, 1859.

Proceedings of the Sudder Court, 25th January 1861.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Proceedings of the Sudder Court, 25th January 1861.

Constructions of Act VIII of 1859.

Under the terms of Section 359 of the Act, every Native Principal Sudder Ameen, who is able to write intelligibly in English, is bound to write all his appeal judgments in that language.

The practice of serving notice upon the Respondent one month before date of hearing, is inconsistent with the intent of Section 345 of the Act. The Appellant will have left the Court, and cannot know when his case is to come on.

Notice to the Respondent should always be issued immediately upon an appeal being registered; and, in cases where the Government has undertaken the defence of the suit in the Court of First Instance, sufficient time should be allowed to enable the Collector to obtain the instructions of the Board of Revenue and Government as to appearing and defending the appeal.

(True Extract).

C. F. CHAMIER,
Registrar.

231-1-61.

No. 117

From Secretary to the Govt. of India.
Home Dept.

Sir,

In continuation of my letter of the 19th Ulto. No. 1072, I am directed to forward, for submission to the Govt. of India, a copy of a Circular issued by the Sudder Proceedings of the Sudder Court, 25th January 1861. Court, in respect to Act VIII - 1859.

Fort St George
30th January 1861.

n. 21st Octr 1859 et No 142.

Judl 1861 Departt

Prov of Natal

From

The Registrar

of the Supr Court

Dated 25th

Recd 26th Jany 1861

No 116

Referring to the

Prov: of Govt: of 5th October

1859 No 135 forwards

for information & copies

of the Circular on the

subject of Oct VIII of 1859.

With a Letter

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