

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.

1389

Press

~~Mis~~

76-77

Dated

15.11.1861

19

Not to be folded or roughly handled

4/4

22/11/30

*Proceedings of the Madras Government, Judicial Department,
15th November 1861.*

No. 76. Read the following letter from C. F. CHAMIER, Esq., Registrar of the Sudder Court; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 24th October 1861, No. 104.

1. With reference to the 4th and following paragraphs of Section 22 of the Code of Criminal Procedure, the Judges of the Sudder Court consider it to be their duty to recommend to Government the classification of the several Magisterial officers, from Joint Magistrates down to Sub Magistrates; and the definition of their powers in connection with the above Section 22, and the previous Sections 15, 16 and 17. Otherwise the Judges apprehend that much confusion and difficulty will arise when the new Code comes into operation.

2. The Judges would propose that Joint Magistrates and Head Assistant Magistrates generally should be invested with the full powers of a Magistrate, as described in paragraph 4 of Section 22; Assistant Magistrates who have passed for the second standard, and Deputy Magistrates, with the powers of a 1st class Subordinate Magistrate, as described in paragraph 5 of the above Section; and Assistant Magistrates who have not passed for the second standard, and Sub-Magistrates, with those of a second class Subordinate Magistrate, as described in paragraph 6.

3. The Magistrates of the several districts might, however, desire some modification of these rules in special cases; for instance, a Magistrate might wish a Deputy Magistrate of long experience, and stationed in an important town, to be invested with full powers; but these instances would probably be rare, and the Government might pass the requisite orders for this purpose in each individual case. In the meantime the Judges would recommend the adoption of the general rules above mentioned, and their publication in the Gazette and District Gazettes, if the Government approve of the proposition now made.

No. 77. ORDER THEREON, 15th November 1861, No. 1,389.

The Government approve the classification of Magistrates as recommended by the Sudder Court, and request the Judges to submit a Notification for publication in the Gazette.

(Signed) T. PYCROFT,
Chief Secretary.

No. 1389 — 15 November 1861

Well

The Govt. approve the
classification of Mag-
istrates as recommend-
ed by the Sudder Court
— and request the Judges
to submit a Notification
for publication in the
Gazette. J. P. S.

incumbent on
our Magistrates
to the Sudder Court.

To the Deputy
Magistrate for
any examination
in the District Court.

14/12/61
 From
 The Registrar of the
 Subcontinent.
 To The Chief Secretary
 to Government.
 Dated 24th October 1861.
 Recd 25th
 No. 1712. N. 104
 Recommending
 for the approval of Govt,
 the classification of the
 several Magisterial
 officers, from Joint Ma-
 gistrates down to sub-
 Magistrates, & the defi-
 nition of their powers
 in connection with Sec. 22
 of the Code of Criminal Procedure.
 With an Order.

c.s. Sec.
 R.H.

76:77