M.R.O. 1—32,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1504 Press ~~Mis.~~

39-40

Dated 7.12.1861 19 .

415

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
7th December 1861.

No. 39. Read the following letter from P. GRANT, Esq., Magistrate of Malabar; to T. PYCROFT, Esq., Chief Secretary to Government, Judicial Department, Fort Saint George, dated Calicut, 15th November 1861, No. 103.

An inhabitant of Combaconum, by name Paramasiva Chetty, obtained a License from the Magistrate of Tanjore, for the transport of 8 Candies of Sulphur to Palghaut in this District.

2. The Sulphur, as shown by the copy of the License furnished to me by the Magistrate, was consigned to one Swaminatha Chetty. As this individual holds no License for the sale of Sulphur at Palghaut, I requested my Head Assistant Mr. Hannyngton to have the Sulphur in question seized, on its arrival, and retained until further orders, and also to call on the Consignee, Swaminatha Chetty, for such explanation about the matter as it might be in his power to render.

3. Mr. Hannyngton acted accordingly, and from the explanation given by Swaminatha Chetty, I find that instead of being the Consignee, as shewn by the License, he is the party who brought the Sulphur from Combaconum. He states that he is the servant of the owner,* and was sent for the purpose of selling the article to the License holders at Palghaut.

* Paramasiva Chetty.

So long as he holds no License himself, his sales must, in my opinion, be illegal. I have not, therefore, thought it advisable to release the Sulphur without the Orders of Government to that effect.

4. I take this opportunity of suggesting, that the Licenses for the transport of Sulphur into Malabar, from other Districts, be, as a rule, granted only after a reference to me, in view to ascertaining whether any objection exists to the importation of the article into this District, where the prescribed restrictions on the sale of ammunition, &c., must be strictly carried out.

5. The early instructions of Government as regards the Sulphur seized are requested.

6. It would be well, I think, that Licenses for the importation of Sulphur into any district be granted by Magistrates only on the production by the proposed importer of a License from the Magistrate of the district into which the Sulphur is to be imported. This course would stop all demi-illegal importations made under color of a License from Magistrates of neighbouring districts.

No. 40. ORDER THEREON, 7th December 1861, No. 1,504.

Under all the circumstances of the case, the Government sanction the grant of a License for the sale of the Sulphur in question to the Licensed dealers at Palghaut—and only to them—which condition, and the quantity brought from Combaconum under the License issued by the Magistrate of Tanjore, should be specified in the License. The Sulphur will be detained by the Magistrate until the Licensed dealers at Palghaut are ready to take it. Such quantity as they may desire to take will be issued to them by the Magistrate from time to time and the rest held in deposit.

2. The Government fully approve the suggestion of the Magistrate in the concluding paragraph of his letter. They resolve to forward copies of it to all Magistrates of Districts and to the Commissioner of Police at Madras, and to direct those officers not to grant Licenses for the importation of Sulphur into any District except on the production by the proposed importer of a License from the Magistrate of the District into which the Sulphur is to be imported.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. T. O'Connor.

Judicial Department.

EDINGS of the MADRAS GOVERNMENT.

Read the following letter from the Magistrate of Malabar.

(Here entered 15 Nov. /61 No. 103)

Order thereon 7th ~~Nov~~ Dec 1861 No. 1504.

Under all the circumstances of the case, the Govt. sanction the grant of a license for the sale of the Sulphur in question to the licensed dealers at Palghaut and only to them — which condition, and the quantity so brought from Combaconum under the license issued by the Magistrate of Tanjore, should

should be specified in the license. The Sulphur will be detained by the Magistrate until the licensed dealers at Palghaut are ready to take it. Such quantity as they may desire to take will be issued to them by the Magistrate from time to time and the rest held in deposit.

2. The Govt. fully approve the suggestion of the Magistrate in the concluding para: of his letter — They resolve to forward copies of it to all Magistrates of Districts and to the Commissioner of Police at Madras, and to direct those officers not to grant licenses for the importation of Sulphur into any District except on the production by the proposed importer of a license from the Magistrate of the District into which the Sulphur is to be imported.

JF

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To the Magistrates of the several Districts 80
" Commissioner of Police. 3
" Inspector General, Madras Police. 21
} Despd. 9th

Proc of Decr

Judicial 1861. Department.

No. 1504

PROCEEDINGS of GOVERNMENT.

Dated 7th December 1861

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C 23 Nov:
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