

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	301	Press
		MR
	43-44	
Dated	6. 3. 1861	10

6/7

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
6th March 1861.*

No. 43. Read the following letter from W. HOLLOWAY, Esq., Acting Civil and Session Judge of Tellicherry, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 14th February 1861, No. 53.

With reference to the Proceedings of the Sudder Court, dated 4th instant, which are no doubt in possession of Government, I have the honor to report that I have directed application to be made to the Court of the Principal Sudder. Amin for the attachment of all property of the Shroff, pending any suit which the Government may be disposed to institute.

2. I have also to request the permission of Government for the bringing of that suit.

3. The Shroff has a house within this jurisdiction which will, it is supposed, after deducting all *bond fide* claims upon it, fetch from 4,000 to 5,000 Rupees.

4. There are too some outstanding debts which will of course be liable to a decree when obtained. The attachment of his books and papers will also be asked.

5. He has I believe some property in Mangalore also.

6. I shall perhaps be excused for remarking how little ground there could be for suspecting a person in such circumstances.

7. Government will perhaps excuse my observing, that the murder case in which I was engaged, prevented the matter of this payment which I had ordered from re-entering my mind or, as I have already stated, the Shroff would never have escaped.

8. With respect to non-payment into the Revenue Treasury, I ought to observe that if so paid a reference to Calicut would have been required before the money could be got out and paid to those entitled to it. The Treasury here is now in charge of the Tahsildar who requires special authority to disburse any thing.

9. If therefore it had entered my thoughts, as it did not, to deviate from the course always observed on the collection of money, to be paid out immediately, this circumstance would have prevented me.

10. Government will I trust not construe this letter as an attempt to reply upon the Sudder Court, but according to my intentions as explanatory of the matter to which the Judges have adverted.

No. 44. ORDER THEREON, 6th March 1861, No. 301.

The Government approve of the Civil Judge having taken steps for the attachment of the property of the absconded Shroff of his Court, and authorize him to institute the Suit proposed.

2. Mr. Holloway's letter will be communicated to the Accountant General in view to such arrangements being made by him in reference to paragraph 8, as will enable the Judge of Tellicherry to withdraw from the Revenue Treasury of that place any monies that he may have deposited there, without special authority from the Collector being obtained by the Tahsildar on each occasion.

3. The Accountant General will also be requested to state what progress has been made towards drawing up a set of Rules for the Accounts of the Civil Courts as directed in Proceedings of Government 27th September 1860, Judicial Department, No. 1,245.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

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Tellicherry 11th February 1861.
No. 53.

From W. Ralloway Esq^r
Acting Civil Session Judge of
Tellicherry
To J. Pycroft Esq^r
Chief Secretary to Government
Fort St George

Sir,

With reference to the proceedings
of the Sadler Court dated 4th instant which are no
doubt in possession of Government, I have the
honor to report that I have directed application
to be made to the Court of the Principal Sadler
Ammor for the attachment of all property of the
Shroff pending any suit which the Government
may be disposed to institute.

I have also to request the permission
of Government for the bringing of that suit.

The Shroff has a house within this
jurisdiction which will, it is supposed, after de-
ducting all bona fide claims upon it fetch from
4000 to 5000 Rupees.

There

W. Ralloway

*This should
be done*

will

the

4. There are two some outstanding debts which will of course be liable to a Decree when obtained. The attachment of his books and papers will also be asked.

5. He has & I believe some property in Mangalore also.

6. I shall perhaps be excused for remarking how little ground there could be for suspecting a person in such circumstances.

7. Government will perhaps excuse my observing, that the Murder case in which I was engaged, prevented the matter of this payment which I had ordered from entering my mind or as I have already stated, the Sheriff would never have escaped.

8. With respect to nonpayment into the Revenue Treasury I ought to observe that if so paid a reference to Calicut would have been required before the money could be got out and paid to those entitled to it. The treasury here is now in charge of the Tahildar who requires special authority to disburse any thing.

9. If therefore it had entered my thoughts, as it did not to deviate from the course always

This cannot be necessary for money to be sent to Calicut

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always observed in the collection of money, to be paid out immediately, this circumstance would have prevented me.

10. Government will I trust not construe this letter as an attempt to reply upon the Sadler Court but according to my intentions as explanatory of the matter to which the Judges have adverted.

Tellicherry
Sila Court
14th February 1861

I have the honor to be,
Sir,
Your most obedt servant,

~~For Secretary~~
Achy Caultledge

To
J. Pycroft Esq^r
Chief Secretary to Government
Fort. St George

only to be sent to the Treasury

*Witnessed by
The money referred to above
has been paid in the Sheriff's hands
J. M.*

1. Disburse

2. The Judge of Tellicherry to withdraw from the Revenue Treasury of that place any monies that he may have deposited there, without special authority from the Collector being obtained by the Tahsildar on each occasion.

3. The Account and Audit will also be requested to state what progress has been ^{made} towards drawing up a set of

The Civil Judge of Tellicherry, Sudder Court, Account General, as directed in Proceedings of the

27 Sept 1860 G.O. no 1245.

Shoof of the
Richury Canal

Judicial 1801

No 301

Proceedings of the
Madras Government
Dated 6 March 1801

Oct 4/12

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Approving of the
Civil Judge of Bellur
having taken steps for the
attainment of the purpose
of the abovementioned
two laws and authorizing
him to institute the
proposed

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