

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	483	Press
		Mis.
59-60		
Dated	12.4.1861	To .

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
12th April 1861.*

No. 59. Read the following Proceedings of Government in the Revenue Department, dated 5th April 1861, No. 758.

Communicating copy of a Despatch from the Secretary of State, approving of the arrangements proposed by Mr. Pelly and sanctioned by this Government for the appointment and pay of the Subordinate Magisterial Officers. } (Vide Proceedings Revenue Department, dated 5th April 1861, Nos. 69 and 70.)

No. 60. ORDER THEREON, 12th April 1861, No. 483.
To be recorded.

(Signed) T. PYCROFT,
Chief Secretary.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following letter from C. PELLY, Esq., Member of the Board of Revenue, to J. D. BOURDILLON, Esq., Secretary to Government, dated Madras, 28th April 1860, No. 258:—

1. I have the honor to submit for the consideration and Orders of Government, a scale of Establishments I would propose for Magisterial Subordinate Officers who will be required in the Districts. I propose that the principal duties of these functionaries should be Magisterial, but they may also, at the discretion of the Collector, have a distinct subordinate Revenue charge, or may perform such Revenue work as the Tahsildár of the District may assign to them; and in their Magisterial duties they would be subject to such authorities as they may respectively be placed under.

2. It is not easy to select an appropriate appellation for this class of Subordinate Magisterial Officers. They have been called Police Amáns and Police Amaldárs. But they are no longer Police Officers. They might be called Magisterial Amáns or Sub-Magistrates. The last denomination will perhaps be the best, as the Village Officer performing Magisterial duties is to be designated Village Magistrate.

3. The Tahsildár, who now in his Police capacity is styled Head of District Police, will of course drop that title; and I do not see that there is any occasion to give him any other title in lieu of it, especially for his Magisterial functions. He may be simply styled Tahsildár, a term he is better known by perhaps now than as Head of District Police. It will, I think, be expedient to have four classes of Sub-Magistrates in addition to the Tahsildárs and Village Magistrates. The first two classes would be those having jurisdiction in large Zamindáris, or having a large portion of a District assigned to them. The third class would be employed in Towns and large Villages with a small District attached. The fourth would be in less important charges.

4. The salaries of the several classes I would recommend to be as follows:—

	1st Class.	2nd Class.	3rd Class.	4th Class.
1 Sub-Magistrate.....	85	65	50	35
1 Gumáshta..... {	@ 15	15 }	12	12
	@ 12	12 }		
1 Daftarband.....	7	7	7	7
1 Mashálchi & Sweeper.	5	5	5	5
2 Pcons @ 5 Rupees....	10	10	10	10
Total...	134	114	84	69

5. I cannot do more at present than give an estimate of what will be the cost of these Subordinate Magisterial Establishments. For the places where the Sub-Magistrates will have to be located must be finally determined on after full information is received from the Collectors and the Inspector General of Mufassal Police. But I have received a general report from the Collectors of nine Districts, and the number of Stations recommended in their reports amounts to 80; calculating at the same ratio for the other 11 Districts, there may probably be about 180 stations to provide for; and for the average, I may take the 3rd class Establishment of 84 Rupees for each.

Stations. Rs. Rs. per month—per annum.

The cost would then be per annum $180 \times 84 = 15,120 \times 12 = 1,81,440$. But this is only an estimate.

6. In my Report to Government on the Revenue Establishments, I showed that out of the sum* allotted for the Revenue Establishment there would be a saving of about 96,318 Rupees. This amount will, however, be greatly reduced by the alterations ordered by Government, and there will not be funds from that source to meet the Magisterial charges now contemplated, which will, I presume, have to be paid out of the sum set aside for Police purposes.

*Amount available from the Revenue Establishments after deducting for Police and Tāluq Tappel.	Rs. 16,14,491
Do. Available from the abolition of 4 Sub-Collectors and 2 Special Assistants.	78,608
Do. Stamp Commission.....	20,000
Total.. ..	17,13,099

7. If the scale of Establishment is approved, I shall do myself the honor of submitting for sanction from time to time, the Establishment actually required for each District separately, after consultation with the Collector and the Inspector General of Mufassal Police.

ORDER THEREON, 29th May 1860, No. 879.

1. In this letter Mr. Pelly proposes for approval a scale of pay for the Subordinate Magisterial Officers who will be necessary in place of the present Police Amīns and Police Amāldārs. He also proposes a scale of Establishments for those Officers. The Report is a preliminary one; and if the general scheme is approved, Mr. Pelly's design is to submit detailed propositions for each District, after communicating with the Collectors and the Inspector General of Mufassal Police.

2. Mr. Pelly proposes to have four classes of these Officers with pay as in the margin. The first two classes are intended for those having jurisdiction in Zamīndāris, or having a large portion of a District (Tāluq probably is meant); the third is to be employed in Towns or large Villages, with the contiguous country; and the fourth is for smaller charges of the same kind. On the information before him, which however is very scanty, Mr. Pelly estimates the probable number of these Officers at 180, and the whole yearly cost including Establishments at about 1,81,440 Rupees.

First class.....	Rs. 85
Second do.....	65
Third do.....	50
Fourth do.....	35

3. The Government approve the scale of pay proposed; except that it seems doubtful to them whether in the case of an extensive charge in a Zamīndāri, it will not be expedient to raise the pay to 100 Rupees. The number of such cases will however be but few. Mr. Pelly's estimate of the whole number of Sub-Magistrates to be required appears to the Government very large; it gives an average of nine to each District. They think it probable that on farther inquiry, and after conferring with Mr. Robinson, he will find it practicable materially to reduce the number. The scale of Establishments proposed is approved.

4. Mr. Pelly proposes the name of Sub-Magistrate for the class of Officers in question; and he expresses the opinion that no separate official designation is necessary for a Tahsildār when acting as a Magistrate. The Government have however recommended to the Government of India, in the Judicial Department, that Tahsildārs when acting as Magistrates shall be styled "Tāluq Magistrates." They are of opinion that the Officers referred to in the present letter may in like manner be called Tāluq Magistrates, except when their jurisdiction is restricted or almost restricted, to a Town, they should be called Town Magistrates. Their Judicial powers will be the same as those of a Tahsildār.

5. Mr. Pelly will now proceed with the intention stated in paragraph 7 of his letter.

(True Extract.)

(Signed) J. D. BOURDILLON,

Secretary to Government.

To C. Pelly, Esq.
To the Inspector General, Mufassal Police.

„ Board of Revenue.
„ Inām Commissioner.

Exd. W. Thomas.

REVENUE DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following Despatch from the Right Honorable Sir C. WOOD, Bart., Secretary of State for India (Judicial), to His Excellency the Honorable the Governor in Council, Fort Saint George, dated India Office, London, 23rd February 1861, No. 7:—

SIR,

1. Your letter in the Revenue Department, dated the 18th July (No. 82) 1860, transmitting a letter from Mr. Pelly, Member of the Board of Revenue, proposing arrangements for the appointment and pay of the Subordinate Magisterial Officers, who will be necessary in place of the present Police Amfins, and Police Amfidars, has been laid before me in Council.

2. As at present advised I see no objection to the arrangements proposed by Mr. Pelly and sanctioned by you. The Proceedings however transmitted to me would have been more complete, had the recorded opinions of the Inspector General of Police and of the District Officers formed part of them. I request that they may be forwarded in future cases of the same kind.

ORDER THEREON, 5th April 1861, No. 753.

Ordered to be communicated to Mr. Pelly and the Judicial Department, with reference to the Proceedings of Government, dated 29th May 1860, No. 879.

(True Extract.)

[Signature]

Secretary to Government.

To C. Pelly, Esq.
To the Board of Revenue.
„ Judicial Department. ✓

Exd. S. T. Augustin.

[Signature]

MD 131-132

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