

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.

496

Press

~~Mis.~~

82-83

Dated

13.4.1861

19

4/4

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
13th April 1861.*

Read the following Petition :—

No. 82. To THE RIGHT HONORABLE THE GOVERNOR IN COUNCIL, FORT SAINT GEORGE.

The humble Petition of VYTHAMANITHY
PATCHEERAJIENGAR of Ahoartiroona-
gary in the Thencarray Taluk of the Zillah
of Tinnevely, Petitioner No. 1,411 on the
file of the Madras Government.

SHEWETH,

The order issued from the Government on 6th June 1860, for the said No. 1,411 being a deviation of justice ; I have written an appeal petition to Her Most Excellent Majesty in Council, and have submitted it herewith in duplicate, together with 3 copies of the Government Order and that of the Subordinate Court.

I most humbly beg to forward them to Her Majesty in Council according to the order given from Her Majesty in 28th July 1859.

For which act of justice and benevolence the Petitioner as in duty bound shall ever pray.

19th March 1861.

சைத்தமணிதி பட்டி குசப்பத்தார்.

To HER MOST EXCELLENT MAJESTY THE QUEEN IN COUNCIL, THE QUEEN OF
GREAT BRITAIN AND IRELAND, &c. &c. &c.

The humble petition of VYTHAMANITHY
PATCHEERAJIENGAR of Ahoartiroonagary in the
Thencarray Talook of the Zillah of Tinnevely, Petiti-
oner, No. 1,411 of 1860, on the file of the Madras
Government.

SHEWETH,

1. The Court of Sudder Adawlut are authorized to settle special appeals arising from Civil Suits within the amount Rupees 10,000. For their guidance in this respect Act XVI of 1853 has been instituted and it has been permanent up to 1859, which Act directs to adduce separate reasons for each of the grounds set forth in the special petitions and not to assert in total there is no sufficient reason. I have set forth 4 grounds in the special petition No. 498 of 1858 presented in the Court of Sudder Adawlut to prove the documents A and B were misunderstood by the Subordinate Courts, and that the Decrees of the Subordinate Courts are in contradiction to Act II of 1855 and the Circular Order No. 107.

2. The Court of Sudder Adawlut have neither considered whether the Decrees of the Subordinate Courts are exposed to the objections alleged in the special petition, nor have entered into the merits of the case, but have rejected my special petition stating in total "no legal grounds having been shown for the admission of special appeal, reject this petition." Nor have the Government entered into the petition No. 1,411 addressed to them by me, praying to furnish Extracts to the Court of Sudder Adawlut so that they may pass a new decision in accordance to Rules by annulling the Decree made in opposition to Rules, but rather rejected it in 6th June 1860. Therefore this appeal has been submitted together with the copies of the Government order and that of the Court of Sudder Adawlut.

3. Your Excellent Majesty in Council should consider what avail is of the Government enacting Rules for the guidance of the Court of Sudder Adawlut ; if the Government do not inquire though the Court proceed in opposition to Rules.

The Petitioner, the dutiful subject of your Majesty, is greatly damaged, since the special petition presented in confidence to Rules is rejected by proceedings contrary to Rules.

Therefore the humble Petitioner pray your Majesty in Council to order the Government to furnish Extracts to the Court of Sudder Adawlut so that the Court may re-investigate my special petition in accordance to Rules.

Proceedings of the Madras Government, Judicial Department,
13th April 1861.

For which act of justice the Petitioner, the dutiful subject of your Majesty, as in duty bound,
shall ever pray.

19th March 1861.

சென்னை அரசாங்கம்.

No. 83.

ORDER THEREON, 13th April 1861, No. 496.

The Memorial received with the foregoing letter being an appeal against the decision of a
Judicial Tribunal, the Government decline to forward it under the discretionary power vested in
them by the Home Authorities.

(Signed) T. PYCROFT,
Chief Secretary.

How alleged to be in the hands of
the Right Honourable the Governor
and Council of the Madras Government
in the year 1860 in the file of the
Government.
The humble petition of Vythamamthy Pacher
in the year 1860 in the file of the
Government.
Sheweth.

The order issued from the Government
on 6th June 1860 for the said No. 1411
being a deviation of justice; I have with
an appeal petition to His Most Excellent
Majesty in Council and have submitted

etc Hearwith in typecase together with
3 Copies of the Government order ^{and}
of the ^{consideration} ⁱⁿ ^{the} ^{interest} ^{of} ^{the} ^{country}

I must most humbly beg to forward them
to the Property in Council according
to the order given from Hon Property in

[illegible]

The order issued from the Governor in and the June 1850 for the said No. 14 is being a declaration of justice; I am not an appeal for action in the Court of Justice. I am not in power and have no power.

Proc of Aming
Ind. 1861 depth

From
Antecojiajar
Sincerely,
Oct 17 - 2-14-11 of the
Madras Govt.

29. 19th to 28th March 1861.

Recus, in Engl.
+ 5 Incl.

no. 530.
The order of April 6th of
the sum 1000 on the said
number being a declaration
of notice, forwards for
transmission to H. in the
General an Appeal Peti-
tion on the Appeal.
With an order

of the Order thereon 13th April 1861
the Memorial received with the
being an appeal from the
tribunal the
under the direction
by the Hon

H. V. Patcherajiengar.