M.R. O. 1—39,600—16-10-29.

# MADRAS RECORD OFFICE.

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## Government of Madras.

Judicial DEPARTMENT.

G.O. No. 540 Press ~~Mis.~~

139-140

Dated 22. 4. 1861 ~~19~~

5/5

**Not to be folded or roughly handled**

## *Proceedings of the Madras Government, Judicial Department, 22nd April* 1861.

No. 139. Read the following Extract from the Proceedings of the Government of India in the Financial Department, dated Fort William, 16th March 1861, No. 3,395.

The Governor General in Council is pleased under the circumstances stated, to confirm the sanction given by the Government of Madras to the retention for another year of the additional District Moonsiff's Courts referred to in the 4th paragraph of the letter from the Chief Secretary to the Government of Madras, No. 203, dated the 16th ultimo, at a cost of Rupees 660 per mensem.

By Order of His Excellency the Governor General in Council.

(Signed) C. HUGH LUSHINGTON,
*Secretary to the Government of India.*

To the Home Department for information and for communication to the Government of Madras.

No. 688.

Forwarded for information to the Government of Fort Saint George.

By order,
(Signed) H. U. BROWNE,
*Under Secretary to the Government of India.*

FORT WILLIAM,
HOME DEPARTMENT,
*The 3rd April* 1861.

No. 140. ORDER THEREON, 22nd April 1861, No. 540.

Communicated to the Sudder Court, to the Civil Judges of Negapatam and Tanjore, and to the Accountant General.

(Signed) T. PYCROFT,
*Chief Secretary.*

Exd. F. Cartledge.

JUDICIAL DEPARTMENT.

No. 203.

From

T. PYCROFT, Esq.,

*Chief Secretary to the Government of Fort Saint George,*

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,

HOME DEPARTMENT.

SIR,

In my letter, 16th September 1859, No. 1,252, application was made for sanction for the establishment of three extra District Moonsiffs' Courts in the Zillah of Combaconum, to be maintained until the files of the District Moonsiffs' Courts at Combaconum, Keevalore, and Trivady—on each of which there were at that time upwards of 1,100 suits—were relieved. In the Tabular Statement, which accompanied that letter, two years was specified as the period for which the extra Courts should be retained.

2. The Government of India, under endorsement 19th October 1859, No. 8,809, authorized the measure for one year, to the end of 1860, and remarked that by that time a law would be passed for the reconstitution of the Courts.

*In Proceedings, 2nd November* 1860, *Nos.* 19 *and* 20.

| | | |
|---|---|---|
| *Combaconum District Moonsiffs' Court* | 542 | |
| *Additional do.* | 598 | |
| | | 1,140 |
| *Keevalore District Moonsiffs' Court* | 502 | |
| *Additional do.* | 438 | |
| | | 940 |
| *Trivady District Moonsiffs' Court.* | 895 | |
| *Additional do.* | 422 | |
| | | 1,317 |

3. In a letter, 26th October 1860, No. 92, the Sudder Court recommended the continuance of the Courts for another year. Although 3,082 suits had been disposed of between the dates on which these Courts were opened and the 30th September 1860, the number of suits still pending was very heavy, as shown in the margin. On this letter the Government requested the Judges to state whether they would be disposed to modify their application, in reference to the Act then just passed, for establishing Courts of Small Causes in the Provinces.

4. The Sudder Judges having replied that the arrangements for establishing Small Cause Courts under Act XLII of 1860, would occupy some time, and that, as the files of the District Moonsiffs' Courts at Combaconum, Keevalore, and Trivady are still heavily burthened with arrears, the retention of the additional Courts is absolutely necessary—the retention of the three extra Courts for the current year was authorized by this Government, with the observation that the cost of the establishments had been included in the Statement* sanctioned by the Government of India, in their Proceedings, 21st June 1860, No. 5,529, Financial Department.

*Letter, 24th December* 1860. *No.* 111, *in Proceedings, 14th January* 1861, *No.* 54.

*Three Extra District Moonsiffs' Courts.*

*Combaconum.*
*Paupanassum.*
*Najore.*

*Salary* @ 150 = 450
*Establishment* @ 70 = 210

*Rupees*...660

* *No.* 4 *appended to letter, 14th May* 1860, *No.* 605.

5. In the opinion of the Civil Auditor, however, a copy of whose letter, 31st ultimo, No. 94, is annexed, the further orders of the Supreme Government are necessary for the continuance of these Courts, and I am accordingly directed to solicit confirmation to the Orders already passed by this Government. On referring to the Statements, Nos. 3 & 4, appended to my

letter of the 14th May 1860, No. 605, it will be seen that the net saving Rupees 2,265-10-8 per mensem, shown in Statement No. 3, will be effected after providing for the cost of these three Courts, the expense of which is entered in the "Proposed Scale" of No. 4.

I have the honor to be,

Sir,

Your most obedient Servant,

FORT SAINT GEORGE,
*16th February* 1861.

*Chief Secretary.*

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From W. WATERFIELD, Esq., Officiating Civil Auditor, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 31st January 1861, No. 91.

Fixed Department.

With reference to the Order of Government of the 14th instant, No. 54, I have the honor to point out that the three Additional District Munsifs' Courts at Combaconum, Papanassem and Nagore are not mentioned in the Proceedings of the Government of India therein quoted, which is the only authority I have received. They are indeed specified in the Tabular Statements signed by you: but I have not been informed that the Government of India accepted that statement as it stood; and, even had it received the signature of the Financial Secretary, I should have inferred that, as neither letter nor statement proposed any change with regard to these Courts, the Government of India had simply renewed their previous sanction of the 19th October 1859, by which the establishment of the Courts was authorized up to the end of last year. I beg to suggest that further orders are necessary for their continuance.

Establishment & Fees

Extd. T. O'Connor.

From 14th Jan 1861 No 47/478
16th Feb No 83/583.

13 [illegible]

Dist 13th May

Pros 9th April
Judicial 1861 Dept
No 3

From
The Under Secy to
the Govt of India.

938/1288
Ext 965
1244

Dy 3rd
Rg 17th April 1861.
3

No 639.

Forwarding for information the confirmation by the Govt of India of the sanction given by this Govt to the retention for another year of 3 additional District Moonsiffs' Courts in the Villa Combaconum. at a Cost of Rs 660 per Mensem.

1390 H.O.

With an Order.

X
4.

No 549 - 22d April 1861 —

Communicated to the Sudder Court — to the Civil Judges of Negapatam & Tanjore — & to the Asst. Genl.

J P

The Sudder Court:
" Civil Judge of Negapatam.
" Civil Judge of Tanjore.
" Asst. Genl. " Civil Auditor

with copy of letter N° 213 all Dcs[illegible] 28-4-61

[illegible]