

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 103

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156-157

Dated 24.1.1862 49

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
24th January 1862.*

No. 156. Read the following letter from E. B. THOMAS, Esq., Magistrate of Coimbatore; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated Ootacamund, 31st December 1861, No. 66.

1. In forwarding a copy of a letter from my Acting Head Assistant, dated 27th instant, No. 69, I have the honor to request Orders of Government, for appointing the Tahsildar of Colligal and the Police Ameen of Cowdhully in that Taluq, as 2nd class Magistrates, to exercise Judicial functions under the Penal Code, pending the introduction of the new Police and reorganization of the Establishment; the difficulty of procuring men, and the distance of Colligal, has hitherto prevented the Police taking it up.

2. I request a reply by Telegraph to prevent delay.

From O. B. IRVINE, Esq., Acting Head Assistant Magistrate of Coimbatore; to E. B. THOMAS, Esq., Magistrate of Coimbatore, dated 27th December 1861, No. 69.

1. I have the honor to request orders in the following case.

2. Colligal Talook, is, as you are aware, the only Talook in this district not taken up by the new Police. As long as it remains under the former system, the Tahsildar of Colligal and Police Ameen of Cowdhully, although designated Sub Magistrates, are not really so, but merely Head Police Officer and Police Ameen respectively, and as such not competent to exercise Judicial functions under the Criminal Procedure Code.

3. In the re-arrangement of Talooks, Mr. Pelly has only allotted one Sub Magistrate for Colligal, and the office of the present Police Ameen of Cowdhully will consequently be abolished on the new Police taking charge. Whether this is advisable or not, considering the peculiar character of the Talook, is a question which I will not now discuss, but reserve for a future letter. My present object in writing, is to ask you to obtain Government Orders for appointing Ramachandra Rao, the Tahsildar of Colligal and Streenevassa Rao, Police Ameen of Cowdhully, Subordinate Magistrates of the 2nd class, so that no delay may occur in carrying into effect the new Code.

4. Whether the Cowdhully Police Ameen should continue to hold office as Sub Magistrate after the new Police take charge of the Talook, does not alter the necessity of making the appointment now, as long as the Tahsildar remains an executive as well as a Judicial Officer, he should have the same assistance which he has hitherto had in the person of his Police Ameen, and therefore I request that Streenevassa Rao should also now be nominated a 2nd class Subordinate Magistrate, leaving it a question for future consideration whether he should retain the office after the new Police enter on their duties in the Talook.

5. I have for the present directed the abovementioned Officers to exercise their functions as Police Officers as allowed by the Code, but to refer all cases for decision to me, until the Orders of Government are received.

6. I regret I should have failed to make this reference earlier, but the matter escaped my notice till now, owing to the Officers having been so long designated Sub Magistrates.

7. I would suggest your requesting a Telegraphic reply from Government.

(True Copy.)

(Signed) E. B. THOMAS,
Magistrate.

*Proceedings of the Madras Government, Judicial Department,
24th January 1862.*

No. 157.

ORDER THEREON, 21st January 1862, No. 103.

It is observed that, by the Notification of the 29th November last, published in the Fort Saint George Gazette of the same date, all Talook Magistrates (Thasildars) have been invested with the powers of a Subordinate Magistrate of the second class, under the Criminal Procedure Code. No special order is necessary in the case of the Thasildar of Colligal.

2. The Government resolve, under Section 23 of the Code, to invest Strcenevassa Rao, Police Ameen of Cowdhully, with the powers of a Subordinate Magistrate of the second class, to be exercised within the limits of his ordinary local jurisdiction.

(Signed) T. PYCROFT,
Chief Secretary.

N^o 103 - 24 Jan. 1862. V

It is observed that, by the Notification of the 29th Novr. last, published in the Fort St. Geo. Gazette of the same date, all Talook Magistrates (Thasildars) have been invested with the powers of a Subordinate Magistrate of the Second Class under the Criminal Procedure Code. No special Order is necessary in the case of the Thasildar of Colligal.

2. The Govt. resolve under §
23

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§ 23 of the Code, to invest Strane-
vassa Rao, Police Officer of Court-
bully with the powers of a Subor-
dinate Magistrate of the Second
Class, to be exercised within the
limits of his ordinary local ju-
risdiction.

The Magistrate of Caimbatore
Sessions Judge of do.
Judicial Court.

With an Order.

in view of the fact that
Collegiate & the District
Commissioner of the District
in that District all
and have agreed to
exercise the judicial
functions under the
General Code that

Sept 24th

Feb 1866/62

to the Government
to the Secretary
to the Government
to the Government
to the Government

Official Department
from
The Magistrate of
Caimbatore
to the Secretary
to the Government