

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1282

Press
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90-91

Dated 11.8.1882

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Proceedings of the Madras Government, Judicial Department,
11th August 1862.

No. 90. Read the following abstract of Petition from the Inhabitants of the Wynaad Taluq in the Zillah of Tellicherry, dated 30th June 1862.

The petition of the undersigned inhabitants of the Wynaad Taluq in the Zillah of Tellicherry, states :—

That the transfer in 1861, of the District Munsiff's Court of Wynaad to Vadagara and the recent incorporation of the civil jurisdiction of this Taluq into the new Small Cause Court, being a source of grievance to Petitioners, they beg to state the following circumstances for the consideration of Government, hoping that Government will kindly issue an order directing the continuance of the disposal of civil cases, as at present, by the Deputy Collector, pending the establishment of a District Munsiff Court in Wynaad; that cases up to the value of Rupees 500 being cognizable by the Small Cause Court, and in Wynaad, suits above that amount and relating to lands, being but few in number on account of the increase of Coffee cultivation, all suits of which the cause of action may arise in Wynaad will be such as are triable by the Small Cause Court; that it has been published in the Gazette, that the Court will be held at Tellicherry and Manantody, but it does not appear what provisions have been made for the institution of suits in Wynaad, when the Court is held at Tellicherry, whence it is inferred that the people of Wynaad must proceed to Tellicherry to prefer their suits; that the distance from Manantody to Tellicherry is 48 miles, and that from some other places of Wynaad, Goodaloor for instance, is nearly 70 miles, under which circumstances it is plain that it must be a vexation to the inhabitants to take so long a journey to lodge their suits; that the inhabitants of Wynaad used to prefer their suits to the District Munsiff Court of Kadutanad, which is 28 miles from Wynaad; that it was the general poverty of the Wynaad people that led to the establishment of a Munsiff Court in Wynaad; that as the opening of a Small Cause Court at Tellicherry amidst seven Munsiff Courts at present available within a space of 20 miles, and the consequent transmission of cases from those Courts to the Small Cause Court will greatly diminish the amount of work in those Courts, the transfer of one of these Courts to Wynaad may be deemed convenient and highly advantageous; that the proposed delivery of cases in Wynaad to the Small Cause Court may be, Petitioners presume, with a view to the speedy disposal of suits, and the Court, as published in the Gazette, may be held there for a few days; that in some matters of importance, where an institution of a suit for an immediate attachment of property or the like, may be urgently required, it will be extremely difficult for the parties to proceed to so remote a place in company with witnesses, &c.; that a term of 12 years, the limitation of suits formerly allowed, is now curtailed, and by Act XIV of 1859, certain cases must be preferred within six months and some within twelve months after the cause of action arose; that under these circumstances and considering the great extent of Wynaad it may be safely asserted that the advantages accruing to Wynaad from the opening of the Small Cause Court are very small, while the disadvantages are great; that it would be better to continue the disposal of civil cases by the Deputy Collector, but then as he goes on circuit and holds his Kacheri at Vytheroo and other places for 15 or 20 days every month and as there is no occasion to warrant such a circuit, Petitioners pray that with a view to the speedy determination of the cases pending before him, he may be ordered not to make such unnecessary tours any longer, and also that immediate instructions may be issued that no case be referred to the Small Cause Court before the decisive Order of Government on the matters herein described.

30th June 1862.

(Signed) T. KELU,
and 24 others.

(A true abstract Translation.)
(Signed) EDWARD THOMPSON,
Malayalam Translator to Govt.

No. 91.

ORDER THEREON, 11th August 1862, No. 1,282.

The Governor in Council observes that the Small Cause Court at Tellicherry will hold periodical sittings at Manantody, and that arrangements will be made at the latter place to

*Proceedings of the Madras Government, Judicial Department,
11th August 1862.*

enable parties to file their suits there while the Court is sitting at Tellicherry. The Government therefore do not anticipate that the Petitioners will be exposed to any of the inconveniences which they apprehend. The Civil Judge, however, will be requested through the Sudder Court to give his opinion on the several points adverted to in the petition.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

*I read the following Petition from the Inhabitants of the Minacad Salug in the District of Tellicherry -
Given under the Seal of the Government 18th August 1862.*

Order thereon 11th August 1862 - 1862.

The Governor informed the Board that the Small Cause Court at Tellicherry will hold periodical sittings hereafter weekly and that an arrangement will be made at the latter place to enable parties to file their suits there while the Court is sitting at Tellicherry. The Government therefore do not anticipate that the Petitioners will be exposed to any of the inconveniences which they

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very apparent. The great idea
 however will be removed &
 through the Editor's pen to
 give his opinion on the
 several points adverted to
 in the Petition.

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To the Editor of the *Port.* }
 " *St. John, Fairindon, Devon* } Des^d 12th (1844)
 " *Maragon, Falmouth - Hynd* }

1862. Department.

No. 1232.

PROCEEDINGS OF GOVERNMENT.

Dated 11th August 1862.
Off. 2432.

Noting that the small
Court (Court 2) will
hold periodical sittings at
Mannan today, and arrangements
will be made to enable
parties to file their suits there
while the Court is sitting
at Bellichery.