M.R. O. 1—32,000—15-10-23.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 131 Press ~~Mis.~~

185-186

Dated 30.1.1862 ~~19~~

10/11

Not to be folded or roughly handled

No. 185. Read the following Proceedings of the Board of Revenue, dated 5th December 1861, No. 6,761.

Read also the following Replies to the Board's Miscellaneous Circular, No. 3,264, dated 22nd June 1861:—

No.	4,916,	From	Ganjam,	dated	25th July,	in Cons.	5th August 1861,	No. 204.
„	5,085,	„	Vizagapatam,	„	3rd „	„	12th „ „	„ 831.
„	4,727,	„	Godavery District,	„	19th „	„	29th July „	„ 84.
„	4,817,	„	Kistna „	„	26th July „	„	1st August „	„ 188.
„	4,450,	„	Nellore,	„	15th „	„	19th July „	„ 166.
„	2,711,	„	Cuddapah	„	27th April „	„	1st May „	„ 49.
„	4,445,	„	Bellary,	„	15th „	„	18th July „	„ 132.
„	4,692,	„	Kurnool,	„	22nd „	„	29th „ „	„ 86.
„	4415,	„	Madras,	„	15th „	„	17th „ „	„ 230.
„	4,566,	„	North Arcot,	„	20th „	„	23rd „ „	„ 167.
„	6,664,	„	South „	„	19th „	„	21st October „	„ 132.
„	4,965,	„	Tanjore,	„	1st „	„	6th August „	„ 226.
„	4,540,	„	Trichinopoly,	„	19th „	„	22nd July „	„ 117.
„	4,880,	„	Madura,	„	31st July „	„	3rd August „	„ 197.
„	5,740,	„	„	„	4th „	„	9th September „	„ 229.
„	4,533,	„	Tinnevelly,	„	16th „	„	22nd July „	„ 317.
„	6,135,	„	Coimbatore,	„	23rd „	„	27th September „	„ 205.
„	5,896,	„	Salem,	„	14th „	„	16th „ „	„ 171.
„	4,735,	„	North Canara,	„	24th „	„	29th July „	„ 113.
„	4,534,	„	South „	„	16th „	„	22nd „ „	„ 110.
„	4,624,	„	Malabar,	„	18th „	„	25th „ „	„ 155.

1. Resolved that the accompanying Tabular Precis of the above letters be submitted for the information and Orders of Government with reference to their Resolution in the Judicial Department, No. 760, dated 11th June 1861, requiring the Board to report what extent of Magisterial authority is exercised by each of the Deputy Magistrates, within what local limits, and whether in any cases the Collectors would wish more extended powers to be conferred, on the sphere of local jurisdiction to be enlarged.

2. I. Deputies in charge of Treasuries.—Of the 20 Officers assigned for this duty, those in Trichinopoly, South Canara and Malabar appear to find sufficient employment in their own peculiar Department; eight others noted in the margin (a) have no separate magisterial charge, but are employed by the Collectors in examining and deciding cases at the Huzur; five others (b) have jurisdiction with full powers either over their respective Cusbah Taluks, or over their Stations as the case may be, and the remaining four (c) are also so entrusted but with limited powers.

(a) Ganjam, Nellore, Madras, North Arcot, Tanjore, Salem, Coimbatore, and North Canara.

(b) Bellary, Kurnool, South Arcot, Madura and Tinnevelly.

(c) Vizagapatam, Godavery, Kistna, and Cuddapah.

3. Among those stated above to have no independent jurisdiction, Mr. Locke in North Arcot, has been recently invested with full powers, and, as the Board believe, been placed in magisterial charge of the Huzur Cusbah Taluk conformably to the Board's Circular Order of 8th August 1859. Mr. Robinson's further proposal to give him independent revenue charge was negatived by the Board as being opposed to the instructions of Government.

G. O., Judicial Department, No. 973, dated 1st August 1861.

Proceedings, No. 5,425, dated 7th October 1861.

4. The Collector of Salem's proposition to invest his Treasury Deputy with the extended powers, and to include the Attur Taluk in the Special Deputy's magisterial charge has been already submitted to Government, with the Board's recommendation in its favor.

Proceedings, No. 5,653, dated 16th October 1861.

5. The proceedings and decisions of the Treasury Deputy in Tanjore having been hitherto regularly submitted for the Collector's confirmation, who now proposes to place him in magisterial charge of the Town of Tanjore and its suburbs, the Board see no objection to his proposal. Mr. Cadell, however, does not say whether the Deputy's powers are to be those conferred by Act VII of 1843, or simply those of Regulation IX of 1816.

6. The Deputy in North Canara is also qualified to have separate charge of the Cusbah Taluk with the extended powers as proposed by Mr. Fisher.

7. The Deputies in the Kistna and Cuddapah Districts exercise the ordinary powers; the first Officer in the Town and Station of Masulipatam, and the second within the Town and Taluk of Cuddapah; and they may also be invested with full powers as recommended by the Collectors.

8. II. DEPUTIES PERFORMING GENERAL DUTIES.—Of this class the Officers in the Godavery, Kurnool, Salem, Coimbatore, and Malabar Districts exercise the full powers of a Magistrate in the Taluks of which they have the revenue charge, while those in the Kistna, Cuddapah, Bellary and Trichipopoly Districts, have as yet only the powers of Regulation IX of 1816 within their respective charges. The Deputy in Tanjore has magisterial charge (whether with limited or extended powers it is not stated) of the Mannargudi and Pattukottai Taluks, but the Collector is of opinion that as he is quite new and inexperienced in his duties he is not a proper person to trust with so large an independent magisterial charge. This Officer has been since removed from the District by Order of Government, dated 5th October 1861, No. 1,927. Mr. Pritchard, who is acting for Mr. Wright in South Arcot, has no independent charge as yet, but is employed at the Huzur in disposing of ordinary cases subject to the Collector's supervision.

9. The Deputy in Bellary has had an experience of two years, and might be entrusted with the larger powers as proposed by the Collector.

10. The Acting Collector of the Kistna District recommends that the Officer who may be appointed to his District should be authorized to exercise the larger powers provided he be a person of some experience. Mr. Thornhill would also give him magisterial charge (leaving the revenue management still with the Sub-Collector) of the Taluk of Rajapet which adjoins his present Taluks of Venukonda and Palnad, to which arrangement the Board see no objection.

11. Of the two remaining Deputies with restricted powers of this class, the one in Cuddapah will it is expected be qualified for the larger powers next year, and the Collector of Trichinopoly desires no change in respect of the other.

12. The Collector of Coimbatore is of opinion that the Native Deputy Magistrates should be empowered to try cases brought against all Police Officers, below the rank of an Inspector, the present Law (*vide* Section 50, Act XXIV of 1859) restricting their authority to cases against Privates only of that body.

Proceedings of the Madras Government, Judicial Department,
30th January 1862.

13. The Collector of Salem's proposition to place his General and Special Deputies on the Commission of the Peace has been noticed by the Board in their Proceedings to Government, dated 16th October 1861, referred to in the margin of paragraph 4 above.

Nellore.—Has not yet joined the District.
Kurnool (additional to the original allotment.) In the Nundikotkoor Taluk, in addition to his special duty of making over land to the Irrigation Company.
North Arcot.—In the Zemindaries of Karvetnugger, Kalahasti and the Taluk of Chendragiri.
Madura.—In the Zemindaries of Ramnad and Shevagunga.
Salem.—Over the Shevaroy Hills and below within the limits of the new Salem Taluk. The Attur Taluk has been proposed in addition.
Malabar.—In the Wynaad Taluk.

14. III. DEPUTIES ALLOTTED FOR SPECIAL DUTIES.—The Districts in which these Officers are doing duty, as well as their local jurisdiction, are shown in the margin; and they are all, with the exception of the Officer appointed to Nellore who had not joined his District at the date of the Collector's report, invested with full magisterial authority.

15. The Board do not see the advantage or necessity of the Collector of Madura's proposition to remove the Head Quarters of his Deputy from Ramnad to Manamadura, which he states would be a central station and would remove his Office from the Cusbah of either Zemindary, as they believe it would not be easy to find room for the Deputy and his Establishment at Manamadura, and if the change is proposed with a view to lessen the temptations to which the Cutcherry may be exposed by being located at the Head Quarters of the Zemindaries, the removal will not be an effective bar. Manamadura can be reached in one night from either Cusbah, and when interest makes it worth the while of the Zemindars to tamper with the Cutcherry or the latter to misbehave, opportunities will not be wanting at Manamadura. The Board would rather look to the principle and integrity of the Deputy and his determination to put down all dishonest practices as the only efficient and proper check.

16. IV. DEPUTIES IN CHARGE OF THE SALT DEPARTMENT.—The Government in their Revenue Order of the 10th June 1861, No. 1,173, disapproved generally of the employment of these Officers on other duties in addition to those of their own peculiar Department, which for the present at least would require all their time and attention; but at the same time left it optional with the few Collectors in whose Districts the case might be different to entrust their Deputies with the additional charge of the Sea and Frontier Customs. The Godavery, South Canara and Malabar Districts were, however, excepted from the above restriction, and the Board accordingly see no objection to the Deputy in the first-mentioned District, who is an experienced Judicial Officer being invested with full magisterial powers over the small division of Coringa as proposed by the Collector. The Deputy in South Canara is already in full magisterial charge of the Taluk of Udipi and Town of Mangalore; and no Salt Deputy appears to have been as yet appointed to Malabar

17. Of the remaining ten Officers of this class, those in Ganjam, Madras, and apparently in Nellore exercise no magisterial authority, nor do the Collectors make any proposition regarding them.

18. The Collectors of the Vizagapatam and Kistna Districts recommend that their Deputies, who have now no magisterial jurisdiction, should be placed in charge—in Vizagapatam over a few villages on the coast, and in the Kistna District over the Police ranges of the Salt Superintendents who are all Heads of Police, the Magistrates to be authorized to refer cases for trial to him when the Salt duties do not interfere. The Board observe that under the Government Revenue Order, No. 1,955, dated 9th October 1861, Salt Superintendents are not hereafter to be vested with magisterial powers; and Government have already objected to giving Salt Deputies similar jurisdiction in their own Department in their Proceedings under date 3rd September 1861, No. 1,756.

19. The Officer in South Arcot has magisterial charge with full powers of Merkanum, and when at the Huzur disposes of cases referred to him by the Collector.

20. In Tanjore, Mr. D'Monte takes magisterial cognizance of pettey thefts, &c., occurring at the pans, and where he may happen to be on the spot. The Collector does not recommend an extension of his jurisdiction magisterially; and as regards his suggestion that the Sea Customs Department might be placed under the Deputy's immediate control, the Board observe that the Government appear in their Revenue Order of 10th June 1861, to have left it optional with Collectors to charge their Salt Deputies with this extra duty whenever they thought that it would not interfere with the efficient management of the Salt Department, as already stated in paragraph 16 above.

Vide Board's Standing Circular Order, No. 3,129, dated 15th June 1861.

21. The Madura Deputy is already in charge of the Sea Customs in addition to the Salt Department, and also exercises magisterial authority in cases coming immediately to his notice of breaches of the laws relating to both Departments.

22. Mr. Underwood, who is in charge of the Salt and Sea Customs Departments in Tinnevelly, has been vested with the approval of Government with full magisterial charge of the Town of Tuticorin, the Income tax in which is also under his management.

* Order No. 1,787, Revenue Department, dated 10th September 1861.

23. The Collector of North Canara states that his Deputy has been directed when on circuit to take up such magisterial cases of stealing and smuggling Salt in the three Pyenghat Taluks as can be more conveniently investigated by him than by the Head Assistant; and that as it is only in the fair season that he has sufficient work in the Salt Department, he might during the monsoon assist the Officer in charge of the Pyenghat division by taking up a portion of the cases which may be sent up to the Head Assistant for personal inquiry. This Deputy's powers are at present limited, but the Collector intends to recommend their extension in due time.

24. North Canara was one of the five Districts* specially mentioned in the Board's Proceedings of 4th May 1861, as having decidedly benefitted by the introduction of Deputy Collectors into the Salt Department, and the Board, therefore, would not object to the Collector's proposition on the strict understanding, however, that the Deputy is to be employed on magisterial work only when the Salt Department does require all his time and attention to maintain its efficiency.

* Tanjore, Nellore, Madras, North Canara, South Canara, paragraph 8.

(A true Extract.)

(Signed) W. HUDLESTON,
Secretary.

To J. D. SIM, Esq., Secretary to Government, R. D.

Proceedings of the Madras Government, Judicial Department, 30th January 1862.

PRECIS of the Replies of the several Collectors to the Board's Miscellaneous Circular, No. 3,264, dated 22nd June 1861, communicating Government Proceedings, No. 760, dated 11th June 1861, calling for a report as to the extent of Magisterial authority exercised by each Deputy Magistrate, and the limits of their respective local jurisdiction, &c.

	District.	Department of Deputy Collector, whether General, Treasury, Salt or Special.	Exercising Magisterial powers under Regulation IX of 1816.	Exercising extended powers of Section 7, Regulation X of 1816, under Section 54, Act VII of 1843.
1	Ganjam, dated 25th July 1861.	Mr. R. H. Lyons, 3rd class, Treasury D. Narasinga Rao, 3rd class, Salt.	Has now and then disposed of petty cases referred to him. No Magisterial authority.	
2	Vizagapatam, dated 3rd August 1861.	A. V. Narasinga Rao, 4th class, Treasury. S. Jaganaikooloo Naidoo, 4th class, Salt.	Over the Taluk of Vizagapatam only. Had jurisdiction over the Salt Pans, but this was withdrawn under the Orders of Government, No. 1,512, dated 7th November 1859. *On the introduction of the new Police proposes giving him Magisterial charge (does not say extended or otherwise) over a few villages on the coast as per G. O., 10th June 1861, No. 1,173.*	
3	Godavery District, dated 19th July 1861.	Y. Chitamba Rao, 2nd class, General. K. Juggernadhum, 4th class, Treasury V. Vencatachellum, 4th class, Salt.	Since March last in the Town and Police division of Cocanada. *Under the Orders of Government, dated 10th June last, proposes investing him with power (does not say extended or otherwise) over the small division of Coringa.*	In the tract of country which will, when the new Police is introduced, form the two Taluks of Ellore and Yernagudium.
4	Kistna District, dated 26th July 1861.	Mr. Jellicoe, 1st class, General.	Orev Venukonda and Palnad Taluks. *Believes that Mr. Jellicoe has been already invested with the extended powers. Should he not join the District, recommends that his successor, if an experienced Officer, be invested with the extended powers; also proposes adding the adjacent Taluk of Rajapet to his charge, leaving its revenue management still with the Sub Collector.*	

PRECIS of the Replies of the several Collectors to the Board's Miscellaneous Circular, No. 3,261, dated 22nd June 1861, &c.—*(Continued.)*

	District.	Department of Deputy Collector, whether General, Treasury, Salt or Special.	Exercising Magisterial powers under Regulation IX of 1816.	Exercising extended powers of Section 7, Regulation X of 1816, under Section 54, Act VII of 1843.
		S. Narayan Iyengar, 3rd class, Treasury.	Within the limits of the Town and Station of Masulipatam. *Recommends that the extended powers be conferred on him.*	
		Mr. Marjoribanks, 4th class, Salt.	Has no jurisdiction whatever. *Recommends that the Police ranges of the Salt Superintendents, who are all Heads of Police be placed under the Deputy, and the Magistrates be authorized to refer cases for trial by him when his Salt duties did not interfere, does not say whether the Deputy's powers are to be limited or otherwise.*	
5	Nellore, dated 15th July 1861.	Sama Rao, 3rd class, Special.	"Has not yet joined."	
		T. Cornelius Pillay, 4th class, Treasury.	Has occasionally been employed, but not of late, as the Account Department seemed to require all his attention.	
		Narainsamy Mudally, 3rd class, Salt.	The Collector makes no mention of him.	
6	Cuddapah, dated 27th April 1861.	Royappa Pantaloo, 2nd class, General.	Within his jurisdiction comprising the three western Taluks of the District. *He may be qualified next year to exercise extended powers when the Collector will recommend.*	
		Mr. T. G. Ward, 4th class, Treasury.	Within the Town and Taluk of Cuddapah. *Recommends that the extended powers be conferred on him as he by his former service as District Munsiff is qualified to exercise them.*	
7	Bellary, dated 15th July 1861.	Srinivassa Rao, 1st class, General.	Over the Taluks of Tadpatri and Gutti. In the absence of a Sub-Collector, since 26th March last, cases occurring in the Sub-Division cognizable by that Officer have been forwarded to the Deputy. *Recommends that the extended powers be conferred on him, as he has had an experience of about 1 year and 8 months.*	

Proceedings of the Madras Government, Judicial Department, 30th January 1862.

PRECIS of the Replies of the several Collectors to the Board's Miscellaneous Circular, No. 3,246, dated 22nd June 1861, &c.—*(Continued.)*

	District.	Department of Deputy Collector, whether General, Treasury, Salt or Special.	Exercising Magisterial powers under Regulation IX of 1816.	Exercising extended powers of Section 7, Regulation X of 1816, under Section 54, Act VII of 1843.
		Mr. Blake, 4th class, Treasury.		"Full powers of a Magistrate" over the Taluk of Bellary. Also during any temporary absence of the Cantonment Joint Magistrate performs such Magisterial work as the Officer who acts in the Commissariat Department is precluded from taking up.
8	Kurnool, dated 22nd July 1861.	M. Soobaroyaloo Naidu, 4th class, General.		Over the Taluks of Sirwell and Koilkoontla.
		D. Timmappa, 4th class, Treasury.		Over Cusbah Kurnool, and Taluk of Ramalacota.
		R. Reganada Rao, 3rd class, Special.		Over the Nundikotkoor Taluk.
9	Madras, dated 15th July 1861.	Mr. J. D. Jordan, 2nd class, Treasury.	Disposes of criminal cases referred to him by the Collector, but has no District Magisterial charge. He is also largely occupied in settling breaches of contract under Act XIII of 1859, and cannot exercise more extended powers without interfering with his peculiar duties in the Cash and Account Departments.	
		Mr. Smith, 2nd class, Salt.	No Magisterial authority.	
		V. Rangasawmy Iyengar, 3rd class, General.	Do.	
10	North Arcot, dated 20th July 1861.	Mr. S. Locke, 2nd class, Treasury.	Under mere temporary arrangements. *Recommends that the larger powers be conferred on him, and that he be placed in charge of the Chittoor Taluk.*	
		M. Narasimha Puntaloo, 3rd class, Special.		Over the two Zemindaries of Karvetinuggur and Kalahasti and the Taluk of Chendragiri.
11	South Arcot, dated 19th October 1861.	C. Teroovenkata Charry, 3rd class, Treasury.		Over the Cuddalore Taluk.

PRECIS of the Replies of the several Collectors to the Board's Miscellaneous Circular, No. 3,264, dated 22nd June 1861, &c.—*(Continued.)*

	District.	Department of Deputy Collector, whether General, Treasury, Salt or Special.	Excercising Magisterial powers under Regulation IX of 1816.	Exercising extended powers of Section 7, Regulation X of 1816, under Section 54, Act VII of 1843.
		Mahomed Yusuf, 4th class, Salt.		Over Merkanum, and while at the Huzur is employed in disposing of cases referred to him by the Collector.
		Mr. Pritchard, acting for Mr. Wright,——class, General.	Has no independent charge as yet, but is employed at the Huzur in disposing of cases falling under Regulation IX of 1816, subject to the Collector's supervision.	
12	Tanjore, dated 1st August 1861.	P. Durmaroya Mudelly, 3rd class, General.	Over the Taluks of Munnargudi and Puttukottai, with limited or extended powers the Collector does not say. *Is of opinion that as the present incumbent is quite new and inexperienced in his duties, he is not a fit person to trust with so large an independent Magisterial charge.*	
		Mr. D'Monte, 3rd class, Salt.	Takes Magisterial cognizance of petty thefts, &c., occurring at the Salt pans, and where he may happen to be on the spot. *Would not enlarge his jurisdiction magisterially, but would vest him with the immediate control of the Sea Customs Department.*	
		Rajahgopal Charry, (acting for Sadaseva Pillay) 4th class, Treasury.	Disposes of cases referred to him, but subject to the Collector's confirmation. *Recommends that he should have magisterial power (does not say extended or otherwise) in and for the Town of Tanjore, and its suburbs.*	
13	Trichinopoly, dated 19th July 1861.	A. Teroovengada Charloo, 2nd class, Treasury.	Exercises no Magisterial authority.	
		T. Soondarum Pillay, 3rd class, General.	Over the Taluks of Wudiarpolliem and Perumbaloor.	
14	Madura, dated 31st July 1861, and 4th September 1861.	Sashagiri Rao, 4th class, Treasury.	In the Town of Madura, and over a few villages adjacent to it which are under the jurisdiction of the Town Sub-Magistrate.	

Proceedings of the Madras Government, Judicial Department,
30th January 1862.

PRECIS of the Replies of the several Collectors to the Board's Miscellaneous Circular, No. 3,264, dated 22nd June 1861, &c.—*(Continued.)*

	District.	Department of Deputy Collector, whether General, Treasury, Salt or Special.	Exercising Magisterial powers under Regulation IX of 1816.	Exercising extended powers of Section 7, Regulation X of 1816, under Section 54, Act VII of 1843.
		Ram Rao, 4th class, Salt.	Is in charge of the Sea Customs Department also, but exercises no magisterial authority excepting in cases of breaches of the Salt and Sea Customs laws coming immediately to his notice.	
		Mr. Jellicoe (acting for Mr. Hayes), 1st class, Special.	*The Collector is of opinion that Ramnad is not the proper place for the Head Quarters of this Deputy, who should be rather located at Mana Madura, which is a central station, and would remove his Office from the Cutcherry of either Zemindary.*	Over the Zemindaries of Ramnad and Shevagunga.
15	Tinnevelly, dated 16th July 1861.	T. Venkata Rao, 4th class, Treasury.		Within the Cusbah Taluk of Tinnevelly.
		Mr. Underwood, 3rd class, Salt and General.		Is also in charge of the Sea Customs, and exercises the extended powers of a Magistrate within the Town of Tuticorin.
16	Salem, dated 14th September 1861.	S. Appasawmy Mudelly, 2nd class, Treasury.	Tries cases under this Regulation, but has no separate charge. *Recommends that his powers should be extended.*	
		V. Ramiengar, 1st class, General.		Within the Taluks of Namakal and Trichengode.
		Mr. Boalth, 2nd class, Special.		On the Shevaroy Hills and below, within the limits of the new Salem Taluk.
		The Collector recommends that the General and Special Deputies especially the latter should be placed on the Commission of the Peace as now cases against Europeans or other British born subjects on the Hills are obliged to be referred by him to the Collector. Also that the Taluq of Attur be placed in Mr. Boalth's Magisterial charge.—Vide Board's Proceedings to Government, dated 16th October 1861.		

Proceedings of the Madras Government, Judicial Department, 30th January 1862.

PRECIS of the Replies of the several Collectors to the Board's Miscellaneous Circular, No. 3,264, dated 22nd June 1861, &c.—*(Continued.)*

	District.	Department of Deputy Collector, whether General, Treasury, Salt or Special.	Exercising Magisterial powers under Regulation IX of 1816.	Exercising extended powers of Section 7, Regulation X of 1816, under Section 54 of Act VII of 1843.
17	Coimbatore, dated 23rd September 1861.	B. Coopoo Rao, 3rd class, Treasury.		Disposes of cases specially referred to him by the Collector.
		M. Davisegamony Pillay, 4th class, General.		Over the two Taluqs of Pulladam and Pollachy.
	The Collector has written to the Inspector General of the Madras Police to move for an amendment of Section 50 of Act No. XXIV of 1859, by which Native Deputy Magistrates are prohibited from taking cognizance of cases brought against Police Officers above the rank of a Private, as he is of opinion that the Deputies may be safely entrusted with the trial of all Police Officers below the rank of an Inspector, and the present restriction is attended with unnecessary delay and inconvenience.			
18	North Canara, dated 24th July 1861.	Mr. Ball, 4th class, Treasury.	Examines and decides cases referred to him for trial by the Collector. *This Deputy had Magisterial as well as Revenue charge of the Honore Taluq when Head Quarters were established at Honore, and as he has exercised the ordinary powers for upwards of a year, the Collector is of opinion that he might with advantage be allowed to exercise the extended powers in the Cusbah Taluq.*	
		Mr. Gonsalves, 4th class, Salt.	Has been directed when on circuit to take up such Magisterial cases of stealing and smuggling Salt in the 3 Pyenghat Taluqs as can be more conveniently investigated by him than by the Head Assistant.	
	During the fair season this Deputy will be sufficiently occupied in the Salt Department, but in the monsoon he might assist the Officer in charge of the Pyenghat Division by taking up a portion of the cases referred to or sent up for personal inquiry before the Head Assistant. The Collector intends to recommend that this Deputy should be vested with the extended powers when he shall have exercised the ordinary powers for a year which he has not yet done.			
19	South Canara, dated 16th July 1861.	Anna Rao, 4th class, Salt.		In the Taluk of Udipi and Town of Mangalore
		F. Fernandez, 4th class, Treasury.	The Collector makes no mention of this Deputy.	
20	Malabar, dated 18th July 1861.	Mr. Bates, 3rd class, Treasury.	Exercises no Magisterial authority.	
		Mr. Richardson, 3rd class, Special.		In the Wynad Taluq.
		C. Canaren, 3rd class, General.		In the new Ponani Taluq consisting of the three old Taluqs of Betutnad, Kutnad, and Chowghat.

(Signed) W. HUDLESTON,
Secretary.

Proceedings of the Madras Government, Judicial Department, 30th January 1862.

Transferred to the Judicial Department.

(Signed) C. G. MASTER,
Deputy Secretary to Government.

21st December 1861.

No. 186. ORDER THEREON, 30th January 1862, No. 131.

The state of affairs, as shown in the Tabular Statement submitted with the Proceedings of the Board of Revenue, is pretty well superseded by the Notification of the 29th November last, which gives to *all* Deputy Collectors the powers of a Subordinate Magistrate of the First Class, as described in paragraph 5 of Section 22 of the Code of Criminal Procedure, *i. e.*, to inflict 6 months' imprisonment or 200 Rupees fine, which powers are much the same as the extended powers of a Magistrate under Section LIV Act VII, 1843. The Notification likewise allows the full powers of a Magistrate to be given in special cases.

2. The extended powers referred to by the Collectors in their reports which are given in Abstract in the Precis, are the powers to be conferred by Act VII, 1843, Section LIV. As above stated equivalent powers to these have lately been given to all Deputy Collectors under the Criminal Procedure Code by the Notification of 29th November 1861, and the requests of the Collectors have thereby been in many cases anticipated. This applies to the instances alluded to in paragraphs 4, 5, 7, 8 of the Board's Proceedings as respects the Kristna, Cuddapah, Bellary, Trichinopoly and South Arcot Districts.

Proceedings, paragraph 4.

3. The Government have already assented to the Deputy Magistrate Mr. Boalth having the Ahtoor Talook under his jurisdiction.

4. The Government can pass no orders relative to the Province of North Canara. It will shortly be transferred to the Government of Bombay with whom it will rest to make such arrangements as they may see fit.

Proceedings, paragraphs 6, 23 and 24.

Proceedings, paragraph 13.

5. The Government under date 5th December last, have already declined to place the Deputy Magistrates for Salem in the Commission of the Peace.

6. The question of the transfer of the Deputy Collector of Madura's Head Quarters from Ramnad to Manamadura will be considered in the Revenue Department.

7. The Deputy Collector of the Godavery District alluded to in paragraph 16 has been transferred to the Kistna District.

8. The Government desire it to be understood that, although all Deputy Collectors who do act Magisterially at all, may exercise the powers of a Subordinate Magistrate of the First Class, yet that Collectors are not obliged to employ their Deputies on Magisterial business, unless they see fit, nor in cases in which their employment on such business would militate against any existing orders.

Proceedings, paragraph 18.

9. It is observed that a reference, similar to that made by the Magistrate of Coimbatore, as to the bearing of Section L, Act XXIV, 1859, which restricts charges against Police Officers, above the rank of a Private, from being adjudicated on by any other than European functionaries, was made by Government to the Inspector General of Police under date the 4th February 1861, in Order No. 139, passed on a letter from the Magistrate of Cuddapah. The Inspector General will be reminded that he has not replied to that reference.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Jud Dy Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following:-

Proc: of the Board of Revenue, dated 5 Decr 1861. No 6761

Order thereon 30th Jany 1862 No 131.

The Estate of Agraharam, as shown in the Statistical Statement submitted with the Proceedings of the Board of Revenue, is practically superseded by the Notification of the 29th Novr last, which applies to all Deputy Collectors the powers of a Subordinate Magistrate of the First Class, as provided in Para 5 of Section

Section 22 of the Code of Criminal Procedure, i.e. to inflict 6 months imprisonment & or 200 Rupees fine, would however leave power to the Magistrate under Section IX of VII - 43. The Notification likewise allows the full powers of a Magistrate to be given in special cases.

2. The extended powers conferred by the Collectors in their respective districts are given in Schedule in the Proviso the powers to be conferred by Act VII - 1843 Section LIV - & as above stated equivalent powers to those have lately been given under the Criminal Procedure Code by the Notification of 29th November 1861. and the requests of the Collectors have thereby been in many cases anticipated — This applies to instances alluded to in paras: 4, 5, 7, 8 of the Dr Proviso as respects the Vizna - Cuddapah - Bellary - Trichinopoly & South Arcot districts -

Vide para 4.

3. The Govt. have already appointed to the Deputy Magistrate Mr Boalto having the Ahtoor Taluk under his jurisdiction -

4. The Govt. can pass no orders relative to the Province of North Canara - It will shortly be transferred to the Govt. of Bombay with

Vide para 23-24.

In all Dept Collectors

with whom it will rest to make such arrangements as they may see fit.

Prov: para: 13

5. The Govt. under date 5th Dec. last have already declined to place the Deputy Magistrates for Salem in the Commission of the Peace.

6. The question of the transfer of the Deputy Collector of Madura's Head Quarters from Ramnad to Manamadura will be considered in the Revenue Department.

7. The Deputy Collr. of Chingleput District alluded to in para: 16 has been transferred to the Vizagapatam District.

8. The Govt. desire it to be understood that although all Deputy Collectors who do not magisterially act, may exercise the powers of a subordinate Magistrate of the first class, yet that Collectors are not obliged to employ their Deputies on Magisterial business, unless they see fit, nor in cases in which their employment on such business would militate against any existing orders.

Prov: para: 18

9. It is observed that a reference, similar to that made by the Magistrate of Coimbatore, as to the bearing of Section 2, Act XXIV of 1859

1859 which restricts charges against Police Officers, above the amount of a Private, from being adjudicated on by any other than European functionaries, was made by Govt. to the Inspector General of Police under date the 4th February 1861, vide order No. 139, passed on a letter from the Magistrate of Cuddapah. The Inspector General will be reminded that he has not replied to that reference.

To the Board of Revenue. Desp.d 31st
" Magistrate of Ganjam, Vizagapatam, Godavery, Kistna, Nellore, Cuddapah, Bellary
" Revenue Departt. Desp.d 31st Kurnool, Madras, North Arcot, South Arcot, Tanjore,
" Superr. Genl. of Police Trichinopoly, Madura, Tinnevelly, Coimbatore,
Salem, North Canara, South Canara, Malabar,

Jud. 6 1862. Department

No. 131.

PROCEEDINGS of the MADRAS GOVERNMENT.

Jud. 269.
569.

Dated 30th January 1862

Forwards the Board of Revenue, the views of Govt on the subject submitted by them on the Extent of Magisterial Authority exercised by each of the Deputy Magistrate.—

5329] Madras—Printed at the Government Press.

1857/186