

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1516	Press
		~~Mis.~~
142-143		
Dated	16.9.1862	10

4/4

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
16th September 1862.*

No. 142. Read the following Despatch from the Right Honorable Sir CHARLES WOOD, Bart., M. P., Her Majesty's Secretary of State for India; to His Excellency the Right Honorable the Governor General of India in Council, dated India Office, London, the 9th July 1862, No. 56.

With reference to your letters noted in the margin, on the subject of appointing persons to enlist and attest Soldiers in India, I have to refer you to the 52nd Section of the 25th Victoria, Cap. 5, which makes full provision on the subject, and renders unnecessary the transmission of the Warrants applied for in your communications under reply.

No. 4,496.

Copy of this Despatch and of the 52nd Section of the Act of Parliament, 25 Vic., Cap. 5, referred to, forwarded to the Government of Fort Saint George, in continuation of communication, No. 2,251, of the same date.

By Order, &c.

(Signed) A. M. MONTEATH,

Under Secy. to the Govt. of India.

25th VICTORIÆ, CAP. 5, SECTION 52.

Section 52.—It shall be lawful for any Justice of the Peace or person exercising the Office of a Magistrate within any of Her Majesty's Dominions abroad, or in any Colony for any other person duly authorized in that behalf by the Governor or Officer administering the Government of such Colony, or in the *Ionian Islands* for any person duly authorized in that behalf by the Lord High Commissioner, or in Her Majesty's Dominions in *India* for any person duly authorized in that behalf by the Governor General or Lieutenant Governor or other Officer administering the Government of any Presidency, Division, or Province, or within the Territories of any Foreign State in *India* for the persons performing the duties of the Office of *British Resident* therein, or for any other person duly authorized in that behalf by the Governor General, to enlist and attest or to re-engage within the local Limits of their several authorities any Soldiers or persons desirous of enlisting or re-engaging in Her Majesty's Army or Her Majesty's *Indian Army*; and any such Magistrate or person as aforesaid shall have the same powers in that behalf as are by this or any other Act of Parliament given to Justices in the United Kingdom for all such purposes of enlistment and attestation; but no such Magistrate or other persons authorized to enlist and attest as above mentioned shall be a general Officer or hold any Regimental Commission; and all such appointments, past and future, and every thing done or to be done under them, shall be valid and of full effect, notwithstanding the expiration of this Act, or of any other Act of Parliament; and any person so attested shall be deemed to be an attested Soldier; and as often as any Corps shall be relieved or disbanded at any station beyond the Seas it shall be lawful for any Officers thereunto authorized by the Officer commanding in chief at such station to receive as transfers as many of the Soldiers belonging to the Corps leaving the station as shall be willing and fit for service for any Corps appointed to remain or for Her Majesty's *Indian Forces*; and every Soldier so transferred is hereby deemed to be discharged from his former Corps, and an attested Certificate of transfer shall be delivered to the Soldier.

No. 143.

ORDER THEREOF, 16th September 1862, No. 1,516.

Communicated to the Military Department.

(Signed) T. PYCROFT,

Chief Secretary.

Exd. F. Cartledge.

Order. 16 Sept 1862 No 1516.
Communicated to
Military Dept

L. J. H.

M.
C.

To the Military Dept Sept 16th

To: 1st May 1861 - chs.
- 07th " " - chs.
- 08th " " - chs.
- 10th " " - chs.

June to Sept
Nov to Apr

John

The Under Secy to the
Govt of India. Amrit
14/9/6.

23rd Augt. 1862
 25 Sept. 1862

Encl 1 & 2

No. 1811

Forwarding copy of a despatch
from the Secy of State referring
that Govt with reference
to certain letters from them
in the 52nd Sec: of the 25th Victoria
on the subject of
appointing persons to enroll
a ~~test~~ Soldiers in India.
With the
~~recorded~~ order

142 Δ 143

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B 12 "