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MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1538	Press
		~~Mis.~~
179-180		
Dated	18-9-	1862

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Not to be folded or roughly handled

Madras Govt

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Presidency Govt

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Septem 62.

to make.

Act 24
Council of
which the H

quoted,
country

by the Rules and proceedings of H
England: but there is a proviso at the end of the Section which declares that
ings shall be subject to such laws and regulations as shall hereafter
be made by the General in Council. Taking advantage of this provision, it is pro-
posed that, save and except as otherwise provided in the Act, the pro-
ceedings under the Act between party and party shall be regulated by the Code of C
which regulates the proceedings of the High Courts in all suits coming
under its jurisdiction; and the C
that there is any thing in the order in
one few modifications in cases which will arise under the present
inconvenience in having one uniform procedure for all cases
jurisdiction.

ought advisable
by the English Statutes. The
the High Courts on the

Act 21 and
passed in

provides
orders made
made to the Court in the same manner and subje
the exercise of its ordinary original Civil jurisdiction. This app
decisions
dissolution of marriage, will be in addition to
to the Privy Council from such
er of the two paragraphs of the
which, under the instructions contained
the Secretary of State previously quoted,

*Proceedings of the Madras Government, Judicial Department,
18th September 1862.*

11. It is right, I should add, that the Bill, as framed, gives to the High Courts no juris-
diction *as to persons* not possessed, by virtue of their charters, by the late Supreme Courts of
Judicature, and that no person will be affected by the proposed Act who could not under the old
law have obtained a Divorce *a mensâ et thoro* from any of the late Supreme Courts to whose
Ecclesiastical jurisdiction such person was subject. This restriction is in accordance with the
provision contained in Section 35 of the Letters Patent, to which the Secretary of State parti-
cularly refers in his Despatch.

12. In conclusion I am to state that the Governor General in Council will be glad to
receive an early expression of the sentiments of the Judges on the Bill.

(True Copy.)

(Signed) E. C. BAYLEY,
Secy. to the Govt. of India.

No. 180.

ORDER THEREON, 18th September 1862, No. 1,538.

The papers received with this letter will be forwarded to the Chief Justice and Judges of the
High Court, and their remarks and suggestions invited in respect to the provisions of the Bill in
question.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

The papers received with this letter will be forwarded to the Chief Justice & Judges of the High Court & their remarks & suggestions invited in respect to the provisions of

Judicial 1862 Sept
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The Chief Justice & Judges of the High Court.

Forward copy of a letter addressed to the Chief Justice & Judges of the High Court by the Hon. Mr. Justice St. John, dated 15th Sept 1862, in reference to the proposed amendments to the provisions of the Act relating to the jurisdiction of the County Courts in England & Wales, and the proposed amendments to the provisions of the Act relating to the jurisdiction of the County Courts in Wales & Monmouthshire, and the proposed amendments to the provisions of the Act relating to the jurisdiction of the County Courts in the City of London & the County of Middlesex.

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