

# MADRAS RECORD OFFICE.

Government of Madras.

*Judicial* DEPARTMENT.

G.O. No. 1778 Press  
Mis.

250-251

Dated 28. 6. 1862-19.

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,  
28th October 1862.*

No. 250. Read the following letter from J. FRASER, Esq., Acting Magistrate of North Arcot ;  
to the Honorable T. PYCROFT, Chief Secretary to Government, Fort Saint George,  
dated Chittoor, 17th October 1862, No. 43.

I have the honor to submit for the Orders of Government copy of a letter received from  
Mr. S. R. Locke, Deputy Collector in charge of the Zemindaries.

2. Mr. Locke appears to have qualified as Justice of the Peace by taking the prescribed  
oath, but represents that he is not so recognized by Government. I quite agree with Mr.  
Locke as to the desirability of the resident Magistrate in the Zemindaries being vested with the  
powers of a Justice of the Peace. I am not aware what particular formality is now required to  
enable Mr. Locke to act as a Justice of the Peace. He was not required by Government so far  
as I know to qualify as such ; but having done so, I request that if any thing further is necessary  
to enable him to act, I may be instructed in the matter.

From S. R. LOCKE, Esq., Deputy Magistrate of North Arcot ; to J. FRASER, Esq., Acting  
Magistrate of North Arcot, Chittoor, dated Naggeri, 11th October 1862.

On assuming charge of my present appointment in April 1859, I took in addition to the  
usual oaths of office, the oath required to be taken as a Justice of the Peace ; but as I have  
never been recognized as on the Commission by Government, I am induced to trouble you with  
this application in view to my being now so recognized if Government see fit.

2. So long as I was in Chittoor where there was a Collector in the exercise of full Magis-  
terial powers, there was no need for the exercise of my powers as a J. P. ; but as it turned out  
even there on the occasion of a European Deserter from the Dragoons being apprehended, and  
this Officer was absent elsewhere on duty, the task of getting up the case devolved upon me ;  
and I believe I executed it to his satisfaction.

3. As my present charge sweeps some 50 miles of Railway in which Europeans are largely  
employed, it appears to me desirable that the resident Magistrate of this portion of the District  
should be officially recognized as on the Commission ; and as I have already qualified as a J. P.,  
and am of pure European parentage besides, I trust Government will be disposed to accord to  
me the recognition I seek.

4. As a matter of public convenience too, the arrangement appears to be a desirable one ;  
thus supposing a European Railway official, or one who though not of pure European descent  
is still a British subject, stands charged with an offence cognizable by the High Court of Judi-  
cature, and committed at lower Ballapully the extreme limit of my charge ; while the matter  
could be disposed of before me in the course of a few hours, it would take as many days before  
it could be put before you in Chittoor, an arrangement fraught with the greatest inconvenience  
to all the parties concerned, and likely it may be to result even in the defeat of the ends of justice  
from the time allowed to parties who are so disposed to co-operate towards attaining such a result.

(True Copy.)

(Signed) J. FRASER,  
*Acting Magistrate.*

No. 251. ORDER THEREON, 28th October 1862, No. 1,778.

The Magistrate will be informed that Mr. Locke had no authority to take oath as a Justice  
of the Peace, without having been put in the Commission—nor can he be recognized as such.

2. It does not seem necessary that he should be brought on the Commission of the Peace.  
He can rarely have occasion for the exercise of the powers in the Zemindaries, and at Chittoor,  
both the Judge and the Collector are Justices.

(Signed) T. PYCROFT,  
*Chief Secretary.*

Exd. F. Cartledge.

N<sup>o</sup>: 1778 - 20 October 1862

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for

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Requests to be  
instructed what form  
it is required to  
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Mr. S. L. L. L. to whom  
with an Order.

for the exercise of the powers in  
the Reminders, & at Chittoor  
both the Judge & the Collector  
are Justices.

The Magistrate of  
North Arcot. } dep 29th

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