

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.

1789

Press
~~Mis.~~

268-270

Dated

31. 10. 1882

19

8/9

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
31st October 1862.*

Read the following papers :—

No. 268. From Lieutenant Colonel W. G. WOODS, Adjutant General of the Army; to the Secretary to Government, Military Department, dated Ootacamund, 1st October 1862, No. 587.

No. 533, dated 16th September 1862, from the Officer Commanding, Vellore, forwarding two petitions respecting encroachments in the Bazar and requesting information as to his authority over the Bazar.
No. 474, dated 23rd September 1862, from the Judge Advocate General reporting on the foregoing.

I have the honor by order of the Commander-in-Chief to submit to Government the correspondence as per margin, relative to the control which the Officer Commanding Vellore, is empowered to exercise over the Shopkeepers in the Sudr Bazar at that Station.

2. As Vellore is no longer a Military Bazar Station, it appears to the Commander-in-Chief that the Bazars are under the Civil authorities, and that the Commanding Officer has no control or authority therein.

3. I am desired, however, to submit the question for the orders of Government.

Referred to the Judicial Department.

FORT SAINT GEORGE,
7th October 1862.

(Signed) R. HAMILTON, Lieut. Colonel,
Dy. Secretary to Government.

Referred for the opinion of the Government Pleader.

FORT SAINT GEORGE,
11th October 1862.

(Signed) T. FYCROFT,
Chief Secretary.

No. 269. From CLEMENT DALE, Esq., Government Pleader, Madras; to the Honorable THOMAS FYCROFT, Chief Secretary to Government, Madras, dated 18th October 1862, No. 159.

Para. 1. I have the honor to acknowledge the receipt of the Proceedings of Government, under the date and number noted in the margin, and to report for the information of the Honorable the Governor in Council as my

opinion, that as Vellore is no longer a Military Bazar Station, the Officer Commanding that Station has no authority to exercise the powers created by Regulation VII of 1832.

2. Whether "the Bazars are under the Civil authorities" is a question which I cannot answer on the information at present before me, and as I collect that point is not submitted for my opinion, I forbear from going into that part of the subject.

3. I return all the papers that accompanied the proceedings noted above.

No. 270. ORDER THEREON, 31st October 1862, No. 1,789.

The Government Pleader's letter will be communicated to the Military Department.

2. It appears to Government that as stated in Lieutenant Colonel Woods' letter, the Bazars are now under the Civil authorities—and as Vellore is at present the station of the Joint Magistrate of the District, there would seem no necessity for placing any of the Bazars under the Officer Commanding. The Magistrate of North Arcot will, however, be referred to for his opinion, whether it be desirable to vest the Commanding Officer under Section XXXVIII, Regulation VII, 1832, with any of the powers which may be conferred under that Regulation, either in respect to the late Military Bazar or in any other particulars.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Madam Tuesday -
My dear Mr & Mrs
These are ~~most~~
informed by the
Bengalier, who are
knowing the old
dances cannot under-
stand change -
Kindly make the
order distinct -

At the Yellow
Commissioner
Police
The New York
Police Department
all that is required
in writing
Photostatic
J. D. Croftman

Have been detained
J. D. Croftman as the
Railway Commission
interfering
connected to the
prosecution of the
Case of the New York

Memo.

This has just reached me -

It seems to me that these questions
- and there may be others - cannot
be settled in this off hand way, or
a dea official memo - The Inspector
General, the Police, the Mayor, the Comd.
Khan, and the Municipal of K. Area
should report jointly and any
- matter will become necessary & what
points will have to be determined in
connection with a transfer of "ice"
authority with Khan (a) or must from
the Military to Civil Power -
I saw Sir Tennant

17
yesterday, and he told me that there
was a good deal of excitement at
in reference to the proposed changes. The
Commercial Police of course cannot
dispond to make matters easy for the
men who are to be put under the new
new the partisans. The Police Division
whose conduct is under inquiry in
connection with the Railway Robbery,
they will be well affected to the new Police.

A draft order is in circulation
announcing that the new Police Act
will have effect in the District
of South. & desiring the Inspectors and
Magistrates to consider measures
for introducing the new system gradually.

It seems to me that it should be added
to the order that knowing that is the liability
part of it, should not be brought under
the Act until the fact has been ascertained
the Joint Report about the proposed to be
the same way etc. f - 3

The same might perhaps be
directed as regard Street. I
do not know whether that is no
Lancaster must be a Director, James
Ratcliffe

18.
I see no necessity for a joint report.
The accompanying Paper contains no
questions involving any real difficulty
and the only consequence of appointing
a committee would be ~~that~~ to produce

an impression that the Government
was hesitating, and to encourage
the opposition which is felt to the
change. ~~Under~~ Under the authority of
the recent act and of the Notification
in the Gazette the Magistrate and
Collector, ~~and~~ cooperative with the Inspector
General and the District Superintendent
will take charge of every duty not
strictly military heretofore performed by
the non-militarist Police, and we must
trust to the moderation and good sense
of the chief authorities on both sides
to settle the details

although
10 Oct 59

I think the question of Police in
Military Stations is a

to be made under the provisions
of Reg III of 1832. taken for future
= these considerations - such
Police were never intended
under the Civil Police of any
District - & the present impression
was formed for a particular
object, viz the work being of
military character - which
which was not intended
to be affected by the new
question of the new Civil
Police

They VII was not one of the
 kept recorded I think -
 it were not - it is clear -
 we cannot under the name
 not interfere with its pro-
 visions - In accordance

18
 The new Palace Act does not authorize
 the recording of Reg. VII I apprehend that the
 existing Palace Regulations in Military Can-
 tonment cannot be set aside - But if there is
 any case I quote again with the President
 that there need be no difficulty whatever in having
 the law for the use of Palace at Sillone if the
 authorities, Civil & Military, conjoinly agree to carry
 out the arrangement
 J. M. Hall

Military Limits.

Does the Act cease to include the Civil Magistrate
 be a Military Cant. takes all the powers & ex-
 (under Regulation, 9m of July 1852) on the
 introduction of the
 Municipal Police?

Depositions

By whom are depositions
 & examinations of
 Military & non-
 Military evidence
 conducted?

Police take no depositions
 they are taken by the
 Magistrate. has jurisdiction
 The Military Magistrate
 goes & the Civil
 Magistrate will take
 the duty

Military Budget

Unlike whom, in
 future, will be it
 General Surveillance
 i. e. Registry of
 dockhands, super-
 vision of articles of
 food sold; procuring
 erection of Pandals;
 Pandazets; beating
 of drummers; Estates
 & Sargats?

Prevention of crime &
 preservation of order will
 be done by the Police.
 They take no part in
 regard to registration of deaths
 Pandazet - local - Pandazet
 storm, some beating will be
 regulated by the Police under
 direction of the Magistrate
 The sale of unwholesome
 food is a matter
 which will be brought
 before the Magistrate &
 summons - Police will
 not interfere if it can be

Contts of Requests

Summons to attend
& Decrees of, by
whom the carried
action case of
M. Military Person
within Military
limits?

A Civil and not for
taining the Police
rather than the
the proper execution
last matters

Summons

Will they require the
Comptroller before
being served? also
Warrants for personal
arrest, as before?

No objection to no?
request of law?

Trespassing

On public parades
will this come under
the cognizance of
Police?

Police will prevent
misuse damage
of Public property
and prevent trespass
on parades & narrow
for Public purposes

Alcohol

Licenses by whom the
registered & smuggling
spirituous liquors
into Fort or Cantonment
has the provided
against?

Police have already
been issued. The
Commissioner
Sept

Notices

The monthly notice
to Bages & Co. not
to give credit to supply
& notification to
Persons of
payments by whom
the promulgated?

also Civil
M. P. M.

all these points
have hitherto been
attended to by
the Sup. of Military
Police...

W. of the Police
The work of the new
for half day on a
month
By the Pension
Department.

Very much property
belonging to the Police
will be very much
none of the other, let
functions.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter
From the Adjutant General - Recd. enter 1st Oct. 1862 N^o 587/
the Govt. Pleader. / " " 18th " " 159/

Order thereon 31 October 1862 N^o 1789.

The Govt. Pleader's
letter will be communicated
to the Military Department.
2. It appears to Govt.
that as stated in Lieut.
Col. Wood's letter, the Bazar
are now under the civil au-
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the Joint Magistrate of the
District there would seem
no necessity for placing
any of the bazars under
the Officer Commanding.
The Magistrate of S. P.
Arcot will however be re-
ferred to for his opinion
whether

WM

whether it be desirable to
vest the Commanding of
- fire under Sec. XXXVIII.

Reg. VII - 1839 with a view of,
the grounds which may be
conferred under that Regula-
tion, either in respect to
the late Military Bazar
or in any other particulars

JP

To The Milly. Dep^y
" Gov^r Pleader
" Magistrate of N. West.

with enclosures
ret^d.

Despatch Room

Progr. C. 22
no. 6 1862. Department.

No. 1789.

PROCEEDINGS OF GOVERNMENT.

Dated 31 October 1862
Feb 22 62
Feb 21/66

Stating that, as Government
think that the State has
at present no more under the
Civil authorities, there seems no
necessity of placing any of
these persons under the
Office Commissioning.

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