

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1975	Press
		~~Mis.~~
	45-47	
Dated	5.12.1862	19

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Not to be folded or roughly handled

1975

*Proceedings of the Madras Government, Judicial Department,
5th December 1862.*

Read the following papers :—

No. 45. To His EXCELLENCY THE HONORABLE SIR WILLIAM DENISON,

GOVERNOR OF MADRAS.

The Humble Petition of Mr. ETIENNE
HENRY RENAUX, the Nephew of the
late Mr. HENRY KENNET deceased, who
was a son of the late Major JOHN KENNET
deceased.

HUMBLY SHOWETH,

That Henry Kennet late of Madras deceased, who was the son of John Kennet deceased, died intestate at Madras on sixth December one thousand eight hundred and fifty-six, leaving a widow him surviving, and no issue, that Mrs. Kennet upon the death of her husband took out Administration to his Estate and possessed herself of all his property and effects and enjoyed the same until her death which event took place on or about the twenty-second February, one thousand eight hundred and sixty-two.

Letters of Administration to the Estate of the said Mrs. Kennet were taken out by your Petitioner her nephew, and passed the seal of the late Supreme Court in your Petitioner's favor on the ninth day of April, one thousand eight hundred and sixty-two.

Upon the death of Mrs. Kennet the Administrator General of Madras took out Letters of Administration *De bonis non* to the Estate of Mr. Henry Kennet, and such Letters of Administration passed the seal of the said Supreme Court of Judicature at Madras on the ninth day of April, one thousand eight hundred and sixty-two.

That previous to and up to the time of Mrs. Kennet's death your Petitioner was led to believe and given to understand by the deceased that he as her nephew and only surviving relative would inherit the whole of the property in her possession up to the time of her demise. Being under this impression, the deceased during her lifetime did not adopt any measures to obtain this object.

That the sum now in the possession of the Administrator General of Madras belonging to the Estate of the said Henry Kennet amounts to the sum of Rupees forty thousand, be the same more or less.

That one moiety of the said sum of Rupees forty thousand escheats to the Crown for want of legal heirs.

Your Petitioner therefore humbly prays that your Excellency may be graciously pleased to declare it to be your Excellency's pleasure that the property now in the hands of the Administrator General of Madras being assets of the said Henry Kennet which have escheated to the Crown may be declared to belong as of right to your Petitioner.

Referred for the opinion of the Advocate General.

FORT SAINT GEORGE,
25th October 1862.

(Signed) T. PYCROFT,
Chief Secretary.

No. 46. From J. MILLER, Esq., Acting Government Solicitor, Madras; to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, dated Madras, 29th October 1862, No. 472.

Dated 25th October 1862, and endorsed on Mr. E. H. Reneaux's Petition to Government.

1. I have the honor to acknowledge the Order of Government noted in the margin.

2. I submitted the same for the consideration of the Advocate General, together with the two former opinions given by him on the applications of John Wilcox and others and Miss Kennet, and I now forward a copy of the opinion given by the Advocate General on the Memorial of Mr. Reneaux.

3. I likewise return the order above noted,

Proceedings of the Madras Government, Judicial Department,
5th December 1862.

COPY OPINION.

The petition of this applicant gives such a meagre and defective statement of his pedigree, and his connection with the other Petitioners, that it is impossible to advise upon the respective merits of the several petitions without further and much more detailed information. The Petitioner ought to give this himself; it is no part of the duty of Government Solicitor to procure it for the Petitioner.

If however the fact be that the Petitioner's father was an illegitimate son of Major John Kennet, then I am of opinion that his claim is inferior to that of Mr. Henry Kennet's illegitimate daughter, upon whose petition I advised on the 2nd September 1862—as she is more nearly related to the deceased than this Petitioner, and his claim as well as her's must be traced through a channel tainted with illegitimacy.

(Signed) T. SYDNEY SMYTH,
Advocate General.

(True Copy.)

(Signed) JOHN MILLER,
Acting Government Solicitor.

No. 47. ORDER THEREON, 5th December 1862, No. 1,975.

The claim preferred by Mr. E. H. Reneaux will be submitted for the orders of the Right Honorable the Secretary of State, with reference to the letter addressed to the Home Government on the Memorial of Mr. John Wilcox and others and Miss M. P. R. Kennet.

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

Exd. T. McMootry.

Recd. 18th Sept. 1862. et. 160-16163.
To Secy State et. 140 of 1862
To 2151.
From A. Court et. 130 of 1857. Pub. A.
Order touching 956-5-1862/57.
To Secy State et. 21 of 1862

And. 1862-1863
From
The Actg. Gov. Solicitor
Madras.
To The Chief Secretary to Govt.
Madras.

Dated 29th
Recd. 30th October
N. 472.
12 Enclosures.
N. 2194.
Forwards with reference to
the Order of Govt. dated 25th
October 1862 and endorsed
on Mr. E. H. Reneaux's
Petition to Government
Copy Advocate General's
Opinion thereon and
returns the above order.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following papers.

From Mr E. H. Reneaux Nephew
of the late Henry Henrich - (Presented October 1862.)
deceased.

" Agt. Govt. Solicitor Madras - " 29th 8th . No 472.

Order thereon 5th December 1862. No 1975

The claim preferred
by Mr E. H. Reneaux
will be submitted for
the orders of the Right
Honorable the Secretary of
State, with reference to
the letter addressed to
the Home Government
on the Memorial of Mr.
John Wilcox and others
& Miss M. P. R. Henrich.

W

L/A

Mr E. H. Reneaux - dec 28th

W

To the State of New York

Charles L. 1862. Department.

Pro. Sec.

No. 1975

PROCEEDINGS OF GOVERNMENT,

Dated 3rd Decr/62

Following Mr. D. A. Murray
that his claim to the
of the State of the State
Mr. Murray will be
submitted to the
of State.

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