M.R.O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 269	Press
163-165	
Dated 19—2—~~19~~ 1862	

4/5

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
19th February 1862.

Read the following papers :—

No. 163. From P. GRANT, Esq., Magistrate of Malabar; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated Calicut, 25th January 1862, No. 7.

I request that the Acting Head Assistant Mr. Hannyngton, and the Deputy Collector of Wynad Mr. Richardson, may be vested, under Section 412 of the Penal Code, with powers to hear Appeals from the decisions of the Sub-Magistrates of the second class located within their charges.

2. The above authorities are situated in parts of the district at a great distance from Head Quarters, and if they are not vested with the powers now requested, many of the Appellants in cases decided by Sub-Magistrates will have to travel more than 100 miles, in addition to which, I shall have more work thrown on my hands than I shall be able to get through.

3. I would suggest that my Assistant Mr. Burnell, be invested with the full powers of a Magistrate—these powers for the present to be exercised in such cases only as I may hand over to him for trial and decision.

4. Mr. Burnell, I can confidently say, is competent to be entrusted with Magisterial powers, and his industry and natural aptitude for languages combined, have enabled him already to acquire a knowledge of Malayalim quite sufficient to render the transaction of all ordinary business, a matter of no difficulty to him.

No. 164. From E. B. THOMAS, Esq., Magistrate of Coimbatore; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 8th February 1862, No. 16.

1. I beg to request that my Assistant Mr. Walker be entrusted with the powers of a Magistrate. I ask it on two grounds—1st, the need I have of assistance in this large and heavy District, and 2ndly, Mr. Walker's fitness for such power being conferred on him.

2. I am now obliged to keep Mr. Irvine my Head Assistant at Head Quarters, to aid me in the heavy duties the new Codes would otherwise impose on the Magistrate alone. Mr. Irvine has charge of 3 Talooks, and would otherwise be much out in them.

3. Mr. Walker has now been in Office and under my surveillance more than 6 months, and has been doing all Magisterial work I have confided to him—my experience of his judgment and intelligence, enable me confidently to recommend him for the full powers of a Magistrate. He has now no more than any one of the Tahsildars. I request as early orders as convenient.

No. 165. ORDER THEREON, 19th February 1862, No. 269.

A Notification will be published in the Fort Saint George Gazette, investing Mr. J. C. Hannyngton, Acting Head Assistant Collector, and Mr. H. Richardson, Deputy Collector, Malabar, with power under Section 412 of the Code of Criminal Procedure, to hear and dispose of Appeals from the decisions of the Subordinate Magistrates of the second class stationed within their charges.

2. Government observe that Mr. Burnell has only been about three months at his station or in public employment. He has not passed the Assistants' examination, or by the first standard, and cannot, therefore, by Rule III of the Assistants' Examination Rules, exercise the ordinary powers of a Magistrate, or hold a separate charge. It does not, therefore, seem expedient to vest him for the present with the full powers of a Magistrate under the Criminal Procedure Code.

3. The same remarks apply to Mr. Walker, except that he has been more than six months at Coimbatore.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Judicial Department.

Print.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read letters from the Magistrate of Malabar — Enter 25th Jany. 62 No. 7.
" also do. from do - Coimbatore — 8th Feb. — " 16.

Order — 19th Feby 1862 - No. 269.

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† Acting Head Assistant Collector,

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Means,
He was appointed to Malabar 5th Nov 61.

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GP
12 Dec 1862

The Magistrate of Malabar 3 } desd 19th "
Coimbatore. }

Gazette, para 1. Slip sent down 19th Feby 1862

Pros: of Feby.

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No. 269.

PROCEEDINGS of the MADRAS GOVERNMENT.

Dated 19th *February* 1862

Respecting the increased powers to Magesterial Officers in Malabar and Coimbatore.

5329] Madras—Printed at the Government Press.

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