M.R.O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 634 Press ~~Mis.~~

170-171

Dated 23.4.1862 ~~H~~.

4/5

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
23rd April 1862.

No. 170. Read the following letter from W. ROBINSON, Esq., Inspector General of Police; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated Vizagapatam, 2nd April 1862, No. 748.

General Department.

1. With reference to the Order of Government, dated 20th March 1862, No. 475, requiring a report to shew how Act XXXIII of 1857 (continued by Act 1 of 1862) had worked, I have the honor to state that the Act in question is now practically a dead letter in this Presidency.

2. Scarcely any Magistrate enforces or ever has thoroughly enforced its provisions, as the half yearly returns submitted from my Office will show; and I have not urged Police Officers to arrest, without warrant, persons found travelling without license. Not a single arrest has taken place in the Presidency.

3. I consider that the provisions of the Act, although inoperative during times of peace, are undoubtedly calculated to be most useful in times of temporary excitement: and the powers it confers on Magistrates should be continued readily applicable to any emergent necessity.

4. The Act should therefore be perpetuated; with the modification that its operation be no longer general; but be made applicable from time to time, when necessity appears, to any District or special part of a Presidency under an Order of the Governor in Council, published in the Official Gazette and to continue in force only while a necessity for the measure last.

No. 171. To the Secretary to the Government of India, Home Department, dated Fort Saint George, 23rd April 1862, No. 634.

I am directed to acknowledge your letter, 27th February last, No. 1,095, requesting a report on the working of Acts XXXIII, 1857, and I, 1862, relating to Foreigners, and calling for the opinion of this Government whether the Law should be continued beyond December 1863, either in its present shape, or with modifications.

2. The Inspector General of Police reports that Act XXXIII, 1857, continued by Act I 1862, is now practically a dead letter. The Magistrates do not enforce its provisions—and the Police have been instructed not to molest persons travelling without a license.

3. The Inspector General considers that the provisions of the Act, although inoperative in times of peace, are calculated to be useful during periods of popular excitement, and that the Act should be perpetuated with the modification that it should be put in force at any time and in any part of the Presidency by an Order of the Local Government.

4. The Government concur in Mr. Robinson's view, and would desire his suggestion to be adopted in any re-enactment of the present Law.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Dep^d 23^d

No. 634

The Secretary to the Govt. of India.
Home Dept.

Sir -

I am directed to acknowledge your letter, 27. Feb. last. No. 1095, requesting a report on the working of Acts XXXIII -'57 & I-'62 relating to Fo-reigners, & calling for the opinion of this Govt. whether the said Acts should be continued beyond Dec^r. '63, either in its present shape, or with modifications.

2. The Inspector Genl. of Police reports

Dep^d 23^d

No. 634

The Secretary to the Govt. of India.
Home Dept.

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ment, & that the Acts
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in force at any time & in
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by an order of the local Govt.

4. The Govt. concur in Mr.
Robinson's views, & would
desire his suggestion to be
adopted in any re-enact-
ment of the present law.

J. B Norgate
23d April 1862

Copy to the Commr of Police
" Inspr Genl of Police

Recd 24th

Proc. 20th March/62 Pet. 475

Proof of Will

Rd 1862 Departt.

Madras

To W. Robinson Esqre

Asst Genl of Ad. Pubce

J. Pycroft Esqre

Chief Secy to Govt

Fort St George

Dated 2d April 1862

Rec'd 11th

Pet 765 No 748

Reports as to the working of Act XXIII of 1857 Continued by Act I of 1862

No 634 of 23-4-62

Letter

With an Order

Ent. 12th April 170 to 171