

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	686	Press
		His
255-256		
Dated	29.4.1862	10

Not to be folded or roughly handled*686*

*Proceedings of the Madras Government, Judicial Department,
29th April 1862.*

No. 255. Read the following letter from RICHARD BURGASS, Esq., 1st Judge of the Madras Court of Small Causes; to the Secretary to Government, Fort Saint George, dated London, March 1st 1862.

I have the honor to state that my health is such as to preclude my return to India and to necessitate the resignation of my appointment. I have also the honor to enclose a Memorial to the Secretary of State for India which I respectfully request may be forwarded, and if Her Majesty's Government at Madras is satisfied with the way in which I discharged the duties of my office, I solicit its favorable mention of the claims for redress contained therein.

TO THE RIGHT HONORABLE SIR CHARLES WOOD, BART.,

Secretary of State for India, &c., &c., &c.

The humble Memorial of Richard Burgass, Esq.,
M. A. of the Middle Temple, Barrister at Law
and first Judge of the Madras Court of Small
Causes.

HUMBLY SHEWETH,

That your Memorialist was appointed first Judge of the Madras Court of Small Causes on its first establishment in 1850 and in 1852 was summarily removed from his appointment by the express Order of the late Court of Directors of the East India Company. That such removal took place under an entire misconception and to save the expense of compensating Mr. E. F. Elliott for the loss of his appointment as Chief Commissioner of the Madras Court of Requests under circumstances which have already been fully detailed to the Right Honorable Sir Charles Wood, and to which your Memorialist will not further advert than to say that the offices heaped upon Mr. Elliott at your Memorialist's expense are now at Madras and always have been at Calcutta and Bombay held by three different individuals, and that the step of removing him was about as justifiable as if the present County Court Judge of Middlesex was summarily removed from his office to make way for Sir Richard Mayne if he held the two combined offices of Chief Superintendent of the London Police Force and Chief Magistrate at Bow Street and was also Assessor of the House Tax.

That your Memorialist endeavoured in vain to obtain redress for his removal from office, and in 1853 returned to England for that purpose and that it was only on Lord Chelmsford (then Sir F. Thesiger) communicating with the then President of Board of Control previous to bringing the matter before Parliament that your Memorialist had hopes of restoration to office held out to him which induced him to return to India in 1855.

That your Memorialist was not restored to his office until 1856, after a suspension of four years, during which time his salary exclusive of interest would have amounted to the sum of £7,200.

That your Memorialist is at present on leave on sick certificate and is in such a state of health as to preclude his return to India, and is now obliged to resign his said appointment of 1st Judge of the Madras Court of Small Causes.

And your Memorialist further shews that there is in the Indian Treasury the sum of £4,800 exclusive of interest, the saving effected at the expense of your Memorialist by suspending him for four years from his office instead of compensating Mr. Elliott at the rate affixed by the Madras Government. And your Memorialist now prays that in consideration of the circumstances, such pension may be granted him as the sum saved at his expense may warrant.

Proceedings of the Madras Government, Judicial Department,
29th April 1862.

Your Memorialist's services are as follows:—

	Years.	Months.
1840-41. Acting Registrar and Prothonotary of the Supreme Court at Bombay...	1	0
1841-42-43. Acting Clerk of the Small Causes in the Supreme Court of Bombay...	1	4
1843-44. Legal Adviser to the Government of Hong Kong and Clerk of the Legislative and Executive Councils in that Colony...	1	0
1847-48. Commissioner for Claims by Sufferers by the Caffre War at the Cape of Good Hope...	1	0
1848-49. Acting Commissioner of Court of Requests at Madras...	0	4
1849. Sheriff of Madras...	0	8
1850-52. 1st Judge of the Madras Court of Small Causes...	1	5
1852-53. Sheriff of Madras...	1	0
Legal Adviser to Madras Government...	0	3
1855-56. Principal Sudder Ameen at Ootacamund, Nilgherry Hills...	0	6
1856-62. 1st Judge of the Madras Court of Small Causes, 2 years ill in England...	6	0
	14	6

Your Memorialist is aware that the above services confer no absolute right to a pension, but he submits them only as furnishing grounds for a favorable consideration to his claim for redress out of the said fund of £4,800 saved at his expense.

And your Memorialist will ever pray, &c.

ORIENTAL CLUB, LONDON,
1st March 1862.

(Signed) RICHARD BURGASS.

No. 256. ORDER THEREON, 29th April 1862, No. 686.

The Memorial in triplicate received with this letter will be forwarded to the Secretary of State.

(Signed) T. PYCROFT,
Chief Secretary.

Judl. L. to Engr. 25.
March 24 11 of 1862
Repts in the Tent at 10 of 1862

Judl 1862 Deph
Prod of April

From
Richard Burgess Esq.
1st Judge of the Madras
Court of Small Causes.

of 1st March
of 12th April 1862.

Memol in life

No. 737

States that his health
is such as to preclude his
return to India & encloses
for transmission to the
Secy of State a memorial
resigning his appointment
& requesting under the
circumstances therein re-
presented, the grant of a
pension.

With an order.

Copy filed 255V258
R 24

order - 29 April 1862 No 686

The Memorial in triplicate
received with this letter will be
forwarded to the Secretary of
State. —

W

W

W

JF

J. R. Burgess Esq. M. A. Barrister at Law
Oriental Club. London. Sept. 20th