

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	771	Press
		Mis.
80-82		
Dated	10.5.1862	11 .

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Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
10th May 1862.

Read the following papers:—

No. 80. Proceedings of Government in the Revenue Department, dated 12th April 1862, No. 822.

Communicating for disposal paragraphs 3 to 6 of a letter from the Government Pleader, objecting to the appointment of servants of Government as Receivers of Estates belonging to private individuals, and recommending the appointment of private individuals as Receivers. (Vide Proceedings Revenue Department, dated 12th April 1862, Nos. 207 and 208.)

Referred for the remarks of the Sudder Court.

FORT SAINT GEORGE,
17th April 1862.

(Signed) T. PYCROFT,
Chief Secretary.

No. 81. Proceedings of the Sudder Court, dated 30th April 1862, No. 63.

Read Order of Government referring for the remarks of the Sudder Court, paragraphs 3 to 6 of a letter from the Government Pleader, dated 3rd April 1862, No. 53, urging objections against the appointment of servants of Government as Receivers of Estates belonging to private individuals, and recommending the appointment of private individuals as Receivers.

1. The opinion of the Judges coincides with that of the Government Pleader so far as that it appears to them most undesirable to appoint to the office of Receiver any subordinate official personally responsible to the head of his Department for the application of his services for the purposes of the Department.

2. The Judges thus on a recent occasion objected to the appointment of a Nazir as Receiver.

3. The case of a Collector however, who is an Officer at the head of a Department, is different. He has those under him who can relieve him from the labour of details, and he can supervise their services generally in this one branch of duty as he can in any other branch. The question is whether the Collector may not be already surcharged with work, and therefore the Judges think each case of nominating a Collector as Receiver should be judged of according to his individual circumstances. They think in this country there may be occasions when it would be the best arrangement that can be made to appoint the Collector as Receiver, and therefore that it would be inexpedient by a general order to exclude the nomination of this class of Officers.

(True Extract.)

(Signed) C. F. CHAMIER,
Registrar.

To the Chief Secretary to Government.

No. 82. ORDER THEREON, 10th May 1862, No. 771.

A copy of the Sudder Court's Proceedings will be furnished to the Revenue Department.

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

Exd. T. O'Connor.

Proceedings of the Madras Govt.
Read the following papers—

Pros: 12th April '62 N^o. 822. Rev. Dept.

Pros: of the Sudder

Court — Inter 30th April '62 N^o. 63.

W W Order — 10th May 1862 N^o. 771.

A copy of the Sudder Court's
Pros: will be furnished to the
Rev. Dept:

W W

W W

29th Jan 1862

The Rev. Dept. 21st Dec^r 10th
" Govt. Pleader. }

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*Recd 17th Feb 1862 - 1188439
 8th March 1862 - 1188439
 17th Feb 1862 - 1188439*

*Proc of the
 17th Feb 1862*

*Proceedings of the
 Under Court*

*Dated 30th April 1862
 Recd 1st May*

*No. 63.
 No. 880*

*Stating the judges
 think that in this
 country there may be
 occasions when it would
 be the best arrangement
 that can be made to appoint
 the Collector as receiver
 of Estates belonging to pri-
 vate individuals.*

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With an Order