M.R.O. 1—89,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 865 Press —Mis.—

7-8

Dated 3-6-1862 —19—.

6/7

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, 3rd June 1862.

Read again Proceedings in the Military Department, dated 6th, and recorded in the Proceedings of 10th May 1862, No. 775.

No. 7. Read also the following letter from Major W. J. WILSON, Commissioner of Police; to A. J. ARBUTHNOT, Esq., Acting Chief Secretary to Government, Fort Saint George, dated 14th May 1862, No. 51.

I have the honor to acknowledge the receipt of the Order of Government noted in the margin, calling upon me to report on the subject of the sale of Wine and Beer to European Soldiers.

Judicial Department, dated 10th May 1862, No. 775.

2. There are at present 42 Wine and Beer Shops within the limits of the Jurisdiction of the Supreme Court, 34 of which are in the town. Besides these there are 25 Hotels and Taverns, twelve of which are in the town. This number will probably not be considered as being beyond the legitimate wants of so populous a city.

3. Of the Hotels and Taverns, only five are of the class frequented by Soldiers.

4. All Licenses are granted by the Collector of Madras in the first instance, and it is not until after this has been done that the Police Licenses can be issued. The forms now in use were prepared by my predecessor in communication with Mr. Cunliffe; they were approved of by the Board of Revenue, and were afterwards sanctioned by Government. They provide for the maintenance of good order in houses of the description now in question, and contain Clauses forbidding the sale of adulterated liquors, and the harbouring of European Soldiers and Seamen known to be Deserters; but it does not appear that the keepers of Wine and Beer Shops have at any time been prohibited from selling to European Soldiers, or that any such restriction exists in England, and I fear that the adoption of the measure here would lead to the establishment of Houses of a much lower description where liquors of all sorts might be clandestinely obtained. I may mention here that during the past year no charge has been preferred against any Wine or Beer Shopkeeper for keeping a disorderly House, or for other breach of License.

5. Should it however be considered advisable to prohibit such sales, I beg to suggest that the Licenses issued by the Collector may be prepared with that view. Section VI of the Abkarry Act empowers the Board of Revenue to alter and add to the conditions of Licenses granted under that Act, whereas the Section of the amended Police Act which refers to Licenses granted by the Commissioner, appears to have been framed solely for the purpose of securing the good behaviour of the Keepers of Houses of Public Entertainment already Licensed by the Collector, and for the prevention of drunkenness and disorder in such places; and it might probably be looked upon as a straining of the Law, to enter any Clause in the Police Licenses prohibiting sales from being made to Soldiers, in the absence of any such restriction in the Collector's License.

XIX of 1852.

18 of 1860, Section XII.

6. With reference to paragraph 2 of the Deputy Adjutant General's letter which forms part of the Proceedings quoted above, I beg to state that there has not been any sensible increase of late in the number of Soldiers apprehended by the Police for drunkenness.

7. A blank Form of the Police License now in force is herewith forwarded.

No. 8. ORDER THEREON, 3rd June 1862, No. 865.

His Excellency the Governor in Council concurs in the opinion of the Commissioner of Police, that the number of Licensed Wine and Beer Shops, in Madras, is not in excess of the legitimate wants of the city, and that it would not be desirable to insert a Clause in their License prohibiting them from selling to European Soldiers. Such a prohibition would probably lead to the establishment of houses of a lower class, where, as Major Wilson observes, liquor of all sorts might be clandestinely obtained.

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

Exd. F. Cartledge.

letting them from serving to

Judicial Department.

No. 981.

From

The Commissioner of Police

Dated 11th May 1862.

For Orders.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read again Pros. in the Military Dept.t dated 6th and recorded in Pros. of 10th May 1862. No. 775.

Read also the following letter from the Commissioner of Police,

Rec.d enter 14th May 1862 No. 57.

Order thereon 3rd June 1862 No. 865.

His Excellency the Governor in Council concurs in the opinion of the Commissioner of Police, that the number of licensed toddy and beer shops, in Madras, is not in excess of the legitimate wants of the City, and that it would not be desirable to insert a clause in their license prohibiting them from selling to

to European soldiers - such a prohibition would probably lead to the Establishment of houses of a lower class, where as Major Wilson observes, liquor of all sorts might be clandestinely obtained.

L/A

To The Military Department
Commissioner of Police with Dispatch No 9 C. 1810
Inclosure returned

Prog. 5 June
Jud. 1862. Department.

No. 865.

PROCEEDINGS OF GOVERNMENT.

Dated 3d June 1862

Stating that it would not be desirable to insert in the licenses granted to Wine and Beer Shopkeepers a clause prohibiting them from selling liquor to the Soldiers.

748

7003] Madras—Printed at the Government Press.