

- (1) பக்கங்களின் எண்ணிக்கை _____
- (2) புதுக்கித் திருப்பிய நாள் _____
- (3) ஆதாரங் குறிப்பவர் சுருக்கொப்பம் _____

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

Judicial துறை

அரசாணை எண். மு. சேயுத்தி நாள் எண்.	898	அச்சகம் பலவகை
61-62		
நாள் : 10 - 06 - 1862		

7/7

மடிக்கலோ கண்டபடி கையாளலோ கூடாது.

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

No. 61. Read the following letter from C. F. CHAMIER, Esq., Registrar of the Sudder Court; to the Honorable T. PYCROFT, Chief Secretary to Government, Fort Saint George, dated 30th April 1862, No. 60.

1. In reply to the Order of Government dated 24th instant, I am directed by the Judges to state that in paragraphs 4 to 7 of their letter dated 20th February last, they have indicated the measures which in their opinion are necessary for establishing Courts of Small Causes in the Zillahs in question.

2. With regard to paragraphs 15 and 16 of that letter, they ~~disapprove~~ ^{decide} ~~remain~~ that the stations in each Zillah at which the Courts should be held are those noted in the accompanying Notification, the Judge clearing the file at one station before proceeding to the next.

3. In view of the approaching adjournment, the Judges think that the first of July next would be a convenient date for the Courts to be opened.

4. I am directed to annex draft of a Notification announcing the intention of Government to establish Courts of Small Causes in the Zillahs named.

5. A Supplemental Budget Estimate is enclosed.

No. 62.

ORDER THEREON, 10th June 1862, No. 898.

In this letter the Judges of the Sudder Court have submitted a Notification regarding the establishment of the Courts of Small Causes, which are about to be opened in the Zillahs of Chittoor, Cuddalore, Madura, Negapatam, Tanjore and Tellicherry.

2. His Excellency the Governor in Council directs that the subjoined Notification be published in the Fort Saint George Gazette and in the several District Gazettes. The Governor in Council considers Cuddalore, Chellambram

and Villapuram more suitable places for the sittings of the Small Cause Court about to be established in the District of South Arcot than proposed by the Sudder Court, viz., Virdachellam and Chengee. He is also of opinion that the Tanjore Small Cause Court should sit from time to time at Combaconum and the Tranquebar Court at Negapatam.

3. The proposed Courts of Small Causes will be presided over by Officers of the rank of Subordinate Judge, and the Courts of Subordinate Judges at Cuddapah, Salem, Calicut, Tanjore and Madura will be abolished from the 1st proximo, and at each of these stations except Madura, where the file of the Civil Judge is light, a Principal Sudder Ameen's Court will be established.

4. The establishment noted in the margin has been sanctioned for each Court of Small Causes, and the Officers appointed to preside

	Per mensem.
Head Clerk...	50
Nazir...	40
Record-keeper...	24
2nd Clerk...	22
4 Goomastah, at 15 each	60
at 15, 16, 14, and 12	36
6 Peons, at 6...	36
3 Sweepers, at 4 each...	12
	<u>Rs. 240</u>

over them will be instructed to take immediate steps towards forming their establishments in order that every thing may be ready for the opening of the Courts on the date named in the Notification. In the meantime the Civil Judges of the Zillahs in which the new Courts are to be established will ascertain and report direct to Government (sending copies of their letters to the Sudder Court) what accommodation is avail-

able for the new Courts both at the Head Quarters station, and at the other places at which these Courts are to sit. They will also submit estimates of such furniture and stationery as may be required, stating in regard to the former whether it can be procured or made up on the spot, and if not, how they propose to procure it.

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5. The Zillah Judges in question will also give notice in the District Gazettes that all persons who may have instituted suits in any of the District Munsiffs' Courts of the Zillah, which under Act XLII of 1860 would with reference to the nature of the claim be cognizable by a Court of Small Causes, if they desire to have such suits tried in the Small Cause Court, will be at liberty to transfer them to the latter Court without paying any further stamp duty.

6. Under the arrangements now sanctioned, the Courts of Subordinate Judges, which, either up to the present time or until lately, have been in operation at Cuddapah, Mangalore, Bellary, Chittoor, Salem, Tanjore, Madura and Calicut, will be abolished. At Cuddapah, Salem, Tanjore, and Calicut Principal Sudder Ameens' Courts will be established and for these the establishments attached to the present Subordinate Judges' Courts will be retained. The Principal Sudder Ameens' Court which for some months has been in operation at Mangalore, in lieu of the Subordinate Judges Court at that Station, will be retained. A Principal Sudder Ameens' Court will not be established at Madura and those now in operation at Bellary and Chittoor will be abolished. Provision, if possible, should be made for the servants now employed in these Courts in the establishments of the new Small Cause Courts; and with this view, lists of the servants employed in them should be submitted without delay to the Zillah Judges of the Districts in which the new Courts are to be established, for the information of the Judges about to be appointed to the latter. These lists should contain full particulars as to age, previous service and qualifications of the servants attached to the Courts in question.

7. The Zillah Judges of Madura Chittoor and Bellary will give their immediate attention to this matter.

8. The Supplemental Estimate submitted is, it is observed, merely a re-arrangement in the Budget form of the Tabular Statement received with the Sudder Court's former letter of the 20th

Recorded in Proceedings, 10th March 1862, No. 398.

February last, No. 252 paragraph 17. There is no provision in it for the travelling allowance, mileage and per diem, for the cost of furniture, for Office rent, &c., &c., which will have to be incurred in connection with the new Courts. Further, the Estimate provides for ten months' charges, and takes credit for the salaries and establishments of the appointments abolished, which, it is assumed, will remain undrawn for the same period. As April salaries are chargeable to the Budget of the Financial year commencing with May, the charges in question will be incurred in 1862-63, for nine months only, i.e., from the 1st July 1862 to 31st March 1863. For the same reason, the savings to be applied in diminution of these charges, will amount to only nine months allowances of the abolished Courts, as three months, reckoning from the 1st April last, will have expired by the 30th instant. This error affects every item in the Supplemental Estimate, and the whole must, therefore, be recast.

9. In revising the Estimate, the omissions as regards Office rent, if any, furniture, &c., should be supplied from the information which will be furnished to the Sudder Court under paragraph 4 of this Order. In regard to travelling allowance, His Excellency in Council authorizes the following rates, the places first named for each Zillah in the Notification, being considered as the Head Quarters station of the Small Cause Court.

For the Judge.—Eight Annas a mile, and four Rupees a day when sitting at one of the out-stations.

For the Court Servants.—Four Annas a mile when the salary is Rupees 20 and upwards, and two Annas a mile when below that sum. At an out-station, the entire establishment will draw batta equal to three-tenths salary.

10. It is possible that the sums provided for contingencies in the Budget 1862-63 for the Courts to be abolished may not be sufficient for the new Courts. The Sudder Court will make provision under this head also, if they consider it necessary.

11. The appointments of the Judges of the new Courts will take effect from the 1st proximo in order that they may organize their establishments and make all other preliminary arrangements before the date fixed for the opening of the Courts. The Civil Paymaster is autho-

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

rized to pass the Abstracts and Bills of the new Courts in anticipation of the sanction of the Government of India to the Supplemental Estimate.

NOTIFICATION.

It is hereby notified that on the 15th of July next, Courts of Small Causes will be opened in the Zillahs of Chittoor, Cuddalore, Madura, Negapatam, Tanjore and Tellicherry; and that such Courts will be held, as occasion may require, at the undermentioned places, viz.:—

Zillah						Places.
Chittoor...	...	...	...	...	...	Chittoor. Arcot. Calastry.
Cuddalore...	...	...	...	...	...	Cuddalore. Villapuram. Chellambaram.
Madura...	...	...	...	...	...	Madura. Ramnad. Dindigul.
Negapatam...	...	...	...	...	...	Tranquebar. Negapatam.
Tanjore...	...	...	...	...	...	Combaconum. Tanjore.
Tellicherry...	...	...	...	...	...	Tellicherry. Manantoddy.

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

of July next would be a convenient
date for the Courts to be opened.

4. I am directed to annex draft
of a notification announcing the
intention of Government to establish
Court of Law in villages in the Zillahs
named-

5. A supplemental Budget esti-
-mate is enclosed.

Sudder Court, } I have the honor to be,
Registrar's Office, } Sir,
30th April 1862. } Your most obedient servant.

Cd Chami
Registrar.

E. J. Chami

Madras 30th April, 1862.

No. 60

From,

C. J. Chamier Esq^r

Registrar of the Sudder Court.

To,
The Honorable J. Pycroft

Chief Secretary to
Government.

Sir,

1. In reply to the order of Govern-
ment dated 24th Instant, I am directed by
the Judges to state that in para 4 to
of their letter dated 20th February last,
they have indicated the measures which
in their opinion are necessary for esta-
-blishing Courts of small causes in the
Zillahs in question.

2. With regard to paras 15 and 16
of that letter they direct me to state that
the stations in each Zillah at which the
Courts should be held are ~~mentioned~~ mentioned
in the accompanying notification, the
Judge clearing the file at one station
before proceeding to the next.

3. In view of the approaching ad-
-journing, the Judges think that the first
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2. His Excellency the Governor in Council directs that the subjoined Notification be published in the Fort Saint George Gazette and in the several District Gazettes. The Governor in Council considers Cuddalore, Chellambaram and Villapuram more suitable places for the sittings of the Small Cause Court about to be established in the District of South Arcot than proposed by the Sudder Court, viz., Virdachellam and Chengoe. He is also of opinion that the Tanjore Small Cause Court should sit from time to time at Combaconum and the Tranquebar Court at Negapatam.

3. The proposed Courts of Small Causes will be presided over by Officers of the rank of Subordinate Judge, and the Courts of Subordinate Judges at Cuddapah, Salem, Calicut, Tanjore and Madura will be abolished from the 1st proximo, and at each of these stations except Madura, where the file of the Civil Judge is light, a Principal Sudder Ameen's Court will be established.

4. The establishment noted in the margin has been sanctioned for each Court of Small Causes, and the Officers appointed to preside over them will be instructed to take immediate steps towards forming their establishments in order that every thing may be ready for the opening of the Courts on the date named in the Notification. In the meantime the Civil Judges of the Zillahs in which the new Courts are to be established will ascertain and report direct to Government (sending copies of their letters to the Sudder Court) what accommodation is available for the new Courts both at the Head Quarters station, and at the other places at which these Courts are to sit. They will also submit estimates of such furniture and stationery as may be required, stating in regard to the former whether it can be procured or made up on the spot, and how they propose to do so.

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

5. The Zillah Judges in question will also give notice in the District Gazettes that all persons who may have instituted suits in any of the District Munsiffs' Courts of the Zillah, which under Act XLII of 1860 would with reference to the nature of the claim be cognizable by a Court of Small Causes, if they desire to have such suits tried in the Small Cause Court, will be at liberty to transfer them to the latter Court without paying any further stamp duty.

6. Under the arrangements now sanctioned, the Courts of Subordinate Judges, which, either up to the present time or until lately, have been in operation at Cuddapah, Mangalore, Bellary, Chittoor, Salem, Tanjore, Madura and Calicut will be abolished. At Cuddapah, Salem, Tanjore, and Calicut Principal Sudder Ameens' Courts will be established and for these the establishments attached to the present Subordinate Judges' Courts will be retained. The Principal Sudder Ameens' Court which for some months has been in operation at Mangalore, in lieu of the Subordinate Judges Court at that Station, will be retained. A Principal Sudder Ameens' Court will not be established at Madura and those now in operation at Bellary and Chittoor will be abolished. Provision, if possible, should be made for the servants now employed in these Courts in the establishments of the new Small Cause Courts; and with this view, lists of the servants employed in them should be submitted without delay to the Zillah Judges of the Districts in which the new Courts are to be established, for the information of the Judges about to be appointed to the latter. These lists should contain full particulars as to age, previous service and qualifications of the servants attached to the Courts in question.

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Recorded in Proceedings, 10th March 1862, No. 298.

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Paymaster

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

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Negapatam...	...	...	...	...	Tanquebar. Negapatam.
Tanjore...	...	...	...	...	Combaconum. Tanjore.
Tellicherry...	...	...	...	...	Tellicherry. Manantoddy.

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

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The Civil Paymaster is authorized to participate of the sanction of the Government of

NOTIFICATION.

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Tanjore...	Combaconum. Tanjore.
Tellicherry...	Tellicherry. Manantoddy.

(True Extract.)

Acting Chief Secretary.

To the Sudder Court

- " Civil Paymaster.
- " Deputy Auditor and Accountant General.
- " Civil Judge of Chittoor.
- " Cuddalore.
- " Madura.
- " Negapatam.
- " Tanjore.
- " Tellicherry.
- " Calicut.
- " Cuddapah.
- " Mangalore.
- " Salem.
- " Bellary.
- " Collector of North Arcot.
- " South Arcot.
- " Madura.
- " Tanjore.
- " Malabar.