

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1035	Press
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- 297 -		
Dated	30.6.1863	40

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Not to be folded or roughly handled

22/7/30

*Proceedings of the Madras Government, Judicial Department,
30th June 1863.*

No. 297. Proceedings of Government, dated 30th June 1863, No. 1,035.

Adverting to the provisions of Sections IV and V (Madras), Act IV of 1863, the Governor in Council requests that the Honorable the Judges of the High Court will be good enough to submit a list of the Civil Judges and Principal Sudder Ameens whom they would recommend to be invested with special jurisdiction, stating, in each case, the local limits within which such special jurisdiction should be exercised.

2. The Governor in Council would also wish to be informed which of the Civil Judges and Principal Sudder Ameens who may be invested with special jurisdiction under the Act above cited, should also be invested with *exclusive* special jurisdiction; and what should be the local limits of such exclusive Special jurisdiction.

3. The Act in question, which invests every District Moonsiff with Small Cause jurisdiction in all suits of a nature cognizable by a Court of Small Causes, when the debt, damage, or demand does not exceed in amount or value the sum of fifty Rupees, will, it may be expected, reduce the business coming before the Courts of Small Causes constituted under Act XLII of 1860; and it will probably be advisable to invest each of these Officers with the powers of a Principal Sudder Ameen and of a Magistrate under Act XII of 1861. It may also be expedient to alter the limits of their local jurisdiction, and, in some cases, to alter their stations, in order to utilize, as far as possible, the services of those Officers, who, under the operation of the recent Act, may be invested with special jurisdiction. For instance, in the Zillah of Tanjore where at present there are four Judicial Officers above the grade of District Moonsiff, viz., the Civil and Session Judge, two Principal Sudder Ameens, and one Judge of a Court of Small Causes, all stationed in the town of Tanjore, it will probably be found advisable to invest one of the Principal Sudder Ameens with special jurisdiction in the town of Tanjore and the Talooks immediately adjoining, and with exclusive special jurisdiction in the town itself, transferring the Judge of the Court of Small Causes to Combaconum and confining his jurisdiction to the Talooks in that part of the Zillah, with an exclusive special jurisdiction in the town of Combaconum.

4. The subject is one which will require to be carefully considered with reference to the circumstances of each Zillah; and in order that the Honorable the Judges of the High Court may be in a position to place before Government, at an early date, the details of the changes that will be requisite, copies of these proceedings will be sent direct to the several Civil and Session Judges with instructions to lose no time in furnishing the High Court with a statement of their views as to the arrangements to be made in their respective Zillahs.

5. It is very desirable that a few simple rules should be issued to the District Moonsiffs for their guidance in the exercise of the special jurisdiction conferred on them by the Act. An important object to be kept in view, is to avoid delay; and for this purpose it would seem advisable that fixed days should be set apart for the trial of Small Causes, both in the Courts of District Moonsiffs and in those of Principal Sudder Ameens and other Judges who may be likewise invested with ordinary Civil and Criminal jurisdiction.

6. As it is very desirable that the powers to be conferred by the late Act IV of 1863, should be called into exercise at the earliest date, the Judges of the High Court may perhaps prefer submitting the proposed arrangements Zillah by Zillah according as they are matured rather than wait for the submission of a general report for the whole Presidency. In such case the Government will be prepared to dispose of the several recommendations made as soon as they may come before them.

(Signed) J. D. SIM,
Secretary to Government.

Exd. T. McMootry.

Sum

Judl Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Dated 30th June 1863 No 1035.

Adverting to the provisions of Sections II and V (Madras) Act II of 1853, the Governor in Council requests that the Honble the Judges of the High Court will be good enough to submit a list of Civil Judges and Principal Sudder Amuns whom they would recommend to be invested with special jurisdiction, stating, in each case, the local limits within which such special jurisdiction should be exercised.

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with special jurisdiction
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special jurisdiction.

3. The Act in question,
which invests every
District Munsiff with
Small Cause jurisdiction
in all suits of a nature
cognizable by a Court
of Small Causes, where
the debt, damages, or
demand does not exceed
in amount or value
the sum of fifty Rupees,
will, it may be expected,
reduce the business
coming before the Courts
of Small Causes, con-
stituted under Act XLIII
of 1860, and it will
probably be advisable
to invest each of these
Officers

Officers with the powers
of a Principal Sudder
Ameen and of a Magis-
trate under Act VII of 1861.
It may also be expedient
to alter the limits of their
local jurisdiction, and,
in some cases, to alter
their stations, in order to
utilize, as far as possible,
the services of those Officers
who, under the operation
of the recent Act, may
be invested with special
jurisdiction. For instance,
in the Zillah of Panyore
where at present there are
four Judicial Officers,
above the grade of District
Munsiff, viz the Civil
and Session Judge; two
Principal Sudders Ameen
and one Judge of a Court
of Small Causes, all
stationed in the Town
of Panyore, it will probably
be found advisable to
invest

invest one of the Principal
Sudder Amildars with
Special jurisdiction in
the Town of Bangalore and
the Talooks immediately
adjoining, and with ex-
clusive Special jurisdic-
tion in the Town itself,
transferring the Judge of
the Court of Small Causes
to Combaconum and
confining his jurisdiction
to the Talooks in that
part of the Zillah, with
an exclusive Special
jurisdiction in the Town
of Combaconum.

4. The subject is one
which will require to be
carefully considered with
reference to the circum-
stances of each Zillah;
and in order that the
Honble the Judges of the
High Court may be in
a position to place
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date, the details of the
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 requisite, copies of these
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direct to the several local
and Session Judges with
instructions to look to time
in furnishing the High
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of their views as to the
arrangements to be made
in their respective Zillahs.

5. It is very desirable
that a few simple rules
should be issued to the
District Munsiffs for their
guidance in the exercise
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in those of Principal Sudder
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vested with ordinary
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diction.

b. As it is very desirable that the powers to be
conferred by the Act of 1863 should
be called into exercise at the earliest date,
the Judges of the High Court may perhaps
prefer submitting the proposed arrange-
ments filled by Jillah according as they
are matured rather than wait for the
submission of a formal report for the
Whole Presidency. To the Honble the Judges
of the High Court. The several Civil & Session
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I prepared to this purpose of
Nelson's instructions made
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depts. & J. J. J.

Pro. fine

Judicial 1863. Department.

No. 1035

PROCEEDINGS OF GOVERNMENT,

Dated 30. June 1863.

*Of the 1047. 1663-1669-1673.
1805-2104-2102-2103-2129.
2170.*

*Views of the High Court
expressed as to the arrangements
to be made with the view of
meeting the local judges, as
General Judges of various
and District Courts, with
small house jurisdictions, as
under Act 18 of 1863*

[Signature]

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by the printer*