

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1073	Press
		~~Mis.~~
35-36		
Dated	4.7.1863	19-

3/3

Not to be folded or roughly handled

not

*Proceedings of the Madras Government, Judicial Department,
4th July 1863.*

No. 35. Read the following letter from W. T. GIBSON, Esq., Colonial Secretary, Colombo; to the Chief Secretary to Government, Fort Saint George, dated Colombo, 26th June 1863, No. 21.

With reference to your letter, No. 909 of the 11th instant, I am directed to transmit to you for the information of the Honorable the Governor of Madras in Council the annexed copy of one from the Queen's Advocate here, and to acquaint you that the Government Agent at Jaffna has been instructed to make such advances to the witnesses as will enable them to proceed to Madras forthwith.

A copy of the telegram forwarded to you on the 24th instant, is herein enclosed.

From RICHARD F. MORGAN, Esq., Queen's Advocate, Colombo; to the Honorable the Colonial Secretary, dated Colombo, 22nd June 1863, No. 162.

With reference to your letter of the 20th instant, I have the honor to state that I have forwarded the correspondence to Mr. Pole and instructed him to secure the best and most conclusive evidence on the points adverted to in Mr. Boyson's letter. He will have no difficulty in doing so as the depositions taken by his predecessor were very full. I informed Mr. Pole that you would communicate either with him or the Government Agent on the subject of the advances which the witnesses may require to enable them to proceed to Madras.

I am afraid that by the Madras Regulations a difficulty might arise in detaining the prisoner in custody, if the witnesses are not ready on the 2nd proximo. I have therefore telegraphed to Mr. Pole asking him to prepare the evidence pending the receipt of fuller instructions by Post so that the witnesses might be able to leave immediately after the arrival of such instructions. I have also asked him to inform Mr. Clarke, the Magistrate, direct, should any thing transpire to delay the evidence.

With reference to a passage in Mr. Boyson's letter in which he says that we can pay ourselves the sum advanced from the Corpus of the Estate before the Crown releases its claim in favor of Mr. Alexander Maclean, it is right that I should point out that if Mr. Hugh Maclean's mother be living and she makes her claim irrespective of the Will, we may have a difficulty in re-couping from the fund referred to. Considering, however, the gross fraud practiced upon the Madras and Ceylon Courts this should not prevent our doing the needful to bring the offender to justice.

From the Colonial Secretary, Colombo; to the Secretary to Government, Madras, dated Colombo, 24th June 1863.

Directions have been given to the District Judge of Jaffna to send the witnesses; but it is feared that they will not reach Madras by the 2nd proximo.

(True Copies.)

(Signed) W. T. GIBSON,
Colonial Secretary.

No. 36. ORDER THEREON, 4th July 1863, No. 1,073.
Communicated to the Government Solicitor in continuation of the Order of the 3rd instant,

No. 1,071. (Signed) J. D. SIM,
Secretary to Government.

Admiral 1863 Department

June 19/73

The Admiral's Secretary

London

June 21

Letter 26 June 1863.
Received 3 July 1863.

W. 2/1446

Substantiated that the
agent at Legation has
been instructed to make
no advances to the
Minister as will enable
them to proceed to London
to give evidence in the
case relating to the
will.

With an order

Sub of Mr. July.

Admiral's Secretary

No 293 of 11 July 1863.

Communicated to the Government Secretary
in continuation of the order of the 3rd inst 1863.

By order
J. G. G. G.

Admiral's Secretary