

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1108	Press ~~Mis.~~
96-97	
Dated 10.7.1918	

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Not to be folded or roughly handled

JUDICIAL DEPARTMENT.
PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following Despatch from the Right Honorable Sir C. WOOD, Bart., Secretary of State for India; to His Excellency the Honorable the Governor in Council, Fort Saint George, dated India Office, London, 30th May 1863, No. 28.

Financial.

Your Despatch in the Judicial Department, dated the 5th of February, No. 4 of 1863, in reply to mine in this Department of the 30th of September last, No. 68, regarding the Estate of Captain Robert Francis, has enabled me to decide upon the claim on that Estate preferred on behalf of Mr. Robert Bramwell, and as it was clear that nothing could be recovered from the Estate of Mr. Serle, I have resolved in Council, to admit Mr. Bramwell's claim as a charge upon the general revenues of India, and have accordingly authorized the payment to him in this country of Rupees 9,900 or £ 990 in full discharge and satisfaction of his claim both for principal and interest.

2. I observe that you state, at the close of your Despatch under reply, that you have communicated the papers, in reference to Mr. Serle's malversations, to the Judges of the High Court, and requested them to inform you what measures are now taken in that Court, to provide for the security of official Trusts.

3. As the liability for the deficiency in this instance has fallen upon the revenues of India, it appears to be of great importance that these official Trusts should be in charge of some Officer over whom the Government can exercise control, and whose accounts are brought under regular audit, and I think it might be suggested to the High Court, whether the Accountant General, being an Officer of the Court as well as of the Government, would not in all cases be the most fit and proper person to appoint.

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ORDER THEREON, 10th July 1863, No. 1,108.

Communicated to the Honorable the Judges of the High Court, and to the Accountant General.

2. Referring to Proceedings of the 26th ultimo, No. 1,005, and to the last paragraph of the foregoing Despatch, the Honorable the Judges are requested to state whether the Accountant General may not be appointed Official Trustee in all cases, and whether the funds, securities, &c., belonging to existing official Trusts, may not be at once transferred to his custody. A "Bill to constitute an office of Official Trustee" has just been received from the Government of India, and will shortly be forwarded to the Judges.

3. The Accountant General will credit "London" with the equivalent of £990 disbursed, under the orders of the Secretary of State, to Mr. Bramwell. He will also apply to the Registrar of the High Court, Original side, for the residue of the funds in Captain Francis' Estate, which fell into Mr. Ritchie's possession on Mr. Serle's death, as stated in his letter of the 7th July 1862, to the Administrator General, recorded in Proceedings 28th November 1862, No. 1,936.

(True Extract.)

Secretary to Government.

To the Honorable the Judges of the High Court.
" Accountant General,
(with No. 1,936 of 1862.)

Exd. T. McMootry.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read Despatch from the
Secretary of State — Inter 30 May '63 N^o 28.
Financial.

Order — 10th July 1863 N^o 1108.

Communicated to the
Honble the Judges of the
High Court, & to the Ac-
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funds

India

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'62 to the Administra-
tor Genl., recorded in
Pros: 28th Nov. '62 N^o: 1936

J.D.S.

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The Honble the Judges
of the High Court.
Accts. Genl. - With
N^o: 1936 of '62.

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*Received of
 the
 10th July 1863*

Judicial 1863. Department.

No. 1108.

PROCEEDINGS OF GOVERNMENT,

Dated 10th July 1863.

of the 10th July

*Ordering certain Orders
 with regard to the Appointments
 of an Official Trustee*