M.R.O. 1—80,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1386	Press Mis.
227 - 229	
Dated 26 / 8 / 1863 19 .	

5/6

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
26th August 1863.

Read the following papers :—

No. 227. From C. W. READE, Esq., Magistrate of South Arcot; to J. D. SIM, Esq., Secretary to Government, in charge Judicial Department, dated Cuddalore, 15th July 1863, No. 35.

By the Orders of Government under date the 8th instant, No. 1,089, I am requested to obtain and submit a statement of the Criminal work which during the last six months has devolved on the late Principal Sudder Ameen of Cuddalore, and I am further desired to report whether "that work can be undertaken by the Magistracy."

2. I have the honor to forward the required information showing that from the 1st January up to the 15th June of the current year, 45 Criminal cases were disposed of by the late Principal Sudder Ameen comprising 70 prisoners and 179 witnesses. There were besides, 77 cases under the Contract Act XIII of 1859 disposed of by the same Officer during the same period, in which 216 persons were concerned, but the majority of these cases were either dismissed or compromised, as exhibited in the statement.

3. In the previous entire year of 1862, I find that the ordinary Criminal work was 156 cases, and cases under the Contract law numbered 194, showing a larger average of both in that year than in the first half of the present.

4. All these cases are from three Taluqs only, two of which are under a Deputy Collector, and one under my own charge. The other five Taluqs of the District are presided over by Officers exercising the full powers of a Magistrate and who dispose of all cases occurring within their respective jurisdiction which are not required by the Code to be committed to the Sessions Court.

5. I beg to state my opinion that the work heretofore performed by the Principal Sudder Ameen cannot be undertaken by the Magistracy. It seems to me impossible, unless I have additional assistance for the avowed purpose; and presuming that the reason of this will be sufficiently obvious, I have not deemed it requisite to enter into any detail of them, and it is the less necessary as I understand that it has already been recommended to invest the Small Cause Court Judge at Cuddalore with the powers lately exercised by the Principal Sudder Ameen, a measure which if acceded to, will at once meet the difficulty and render the consideration of any other arrangement uncalled for.

6. Should Government desire it, I shall be prepared to submit at length the grounds on which I have not hesitated to express my opinion that the Magistracy of the District cannot undertake and ought not to be saddled with, the Criminal work hitherto devolving on the Principal Sudder Ameen.

Statement showing the Criminal work performed by Mr. Wilkins, the late Principal Sudder Ameen of Cuddalore.

Number of Cases disposed of during the year 1862.	Number of Cases disposed of during the past six months, or from 1st January to 15th June 1863.
156.	45. Numbering 70 prisoners and 179 witnesses.

Note.—Besides the above, 194 cases of breach of Contract were disposed of in 1862, and 77 up to 15th June 1863—the latter comprising 77 complainants, and 139 Defendants, disposed of as follows :—

20	Cases on Razeenamah.
19	„ withdrawn.
28	„ struck off for default.
5	„ not cognizable.
5	
Total... 77	

(Signed) C. W. READE,
Magistrate.

No. 228. From GEORGE ELLIS, Esq., Civil and Session Judge in charge of the Principal Sudder Ameen's Court at Cuddalore; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government in the Judicial Department, Fort Saint George, dated Cuddalore, 21st July 1863, No. 127.

I have the honor to forward the accompanying petition for the favorable consideration of Government.

To His Excellency Sir W. T. DENISON, K.C.B., Governor in Council,
Fort Saint George.

The humble petition of the Ministerial Officers of the Principal Sudder Ameen's Court of Cuddalore.

Most Humbly Sheweth,

1. With the profoundest respect and submission your Excellency's petitioners humbly beg to bring to your Excellency's gracious consideration the following circumstances, with full confidence that your Excellency will be pleased to excuse the liberty taken.

2. Many of your Excellency's humble petitioners having been employed in the late Auxiliary Court and subsequently in the Principal Sudder Ameen's Court from a long time, discharged their allotted duties with great diligence, and their qualifications and capabilities will become apparent from a perusal of the service Register of this Court and the opinion recorded by the several heads of office, regarding the servants.

3. Now your Excellency's humble petitioners regret to hear that it is in the contemplation of Government to abolish this Court, and if it be the case, your Excellency's humble petitioners will be compelled to lose their respective appointments. It is since a year that the Court of Small Causes was established in this Zillah, and many of the Ministerial officials thereof are almost anew not having been long in the public service.

4. Had this Principal Sudder Ameen's Court been abolished before the Court of Small Causes was established in this Zillah, most of your Excellency's humble petitioners would have been provided with in the Court of Small Causes, and thus they would have extricated themselves from the present difficulty and want.

5. That the Officers who have served the Government so long zealously and with full confidence of promotion and commendation should be deprived of their services is a great hardship.

6. Moreover it is the chief object of your Excellency's Government that the Officers of the abolished offices, should be provided as ruled by your Government in many instances which have come from time to time to the knowledge of your Excellency's humble petitioners.

7. That this event should actually come to pass, is a misfortune which all the servants will equally share at one and the same time, and indeed it will be a very sorrowful and dreadful event and will reduce many of them to beggary. Most of them having devoted nearly the whole of their lives to public service it will be impossible for them to begin life anew and follow some other occupation, as trade, &c.

8. Your Excellency's humble petitioners therefore pray that after taking into consideration the *superior claims of long service* they possess, your Excellency will be pleased to issue an order to the several Civil authorities here to entertain your Excellency's petitioners in suitable appointments in the *Small Cause Court* or any other office in case of the abolition of the Court in which they are employed and thereby protect them and their large families.

In doing which act of benevolence your Excellency's humble petitioners shall ever pray.

Cuddalore, 21*st July* 1863. (Signed) S. H. NARASIMOOLOO,
Serishtadar,
and 24 others.

No. 229. Order thereon, 26th August 1863, No. 1,386.

The Governor in Council does not consider the business which has hitherto devolved on the Principal Sudder Ameen at Cuddalore sufficient to justify the retention of a Principal Sudder Ameen's Court at that station. An Assistant Collector and Magistrate has been recently appointed to the South Arcot District.

2. The establishment of the Principal Sudder Ameen's Court will accordingly be dispensed with from the 1st proximo; but in carrying out this measure the Governor in Council is of opinion that the establishment of the Court of Small Causes should be revised in connection with the abolition of the Principal Sudder Ameen's Court, and that a preference should be given to any of the Officers of the latter Court who may have served longer than those now on the establishment of the Court of Small Causes and may be considered equally efficient.

3. Under the opinion expressed by the High Court the Governor in Council directs that the Principal Sudder Ameen's Court at Coimbatore be abolished from the 1st October next.

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

Exd. T. McMoobry.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letters.

From the Magistrate of South Arcot (No. 1 enter 15th July 1863 No. 35)

From the Civil and Sessions Judge in charge of the Principal Sudr Ameen's Court (No. 2 enter 21st July 1863 No. 127)

Order thereon 26th August 1863 No. 1388

1. The Governor in Council does not consider the Evidence which has been adduced on the Principal Sudr Ameen's behalf sufficient to justify the retention of the Principal Sudr Ameen's Court at that Station.

2. An Assistant Collector and Magistrate has been recently appointed to the South Arcot District.

3. The establishment of

of the Principal Seals
Court and Court will ac-
cordingly be discharged a
with from the 1st proxime
but the assigning such
this succession the Gover-
nor in Council is of
opinion that the esta-
blishment of the Court
of Small Causes should
be revised in connec-
tion with the abolition
of the Principal Seals
Provincial Court and that
a proportionate reduction
of the Establishment
of Small Causes
and may be considered
equally efficient.

3. Under the opinion
expressed by the High
Court

Court of the Governor in
Council directs that
the Principal Seals
Provincial Court at
Trincomalee be abolished
from the 1st October
next.

By Order

To the Chief Justice Judges
and Clerks of the Prin-
cipal Seals Provincial
Court at Trincomalee. } dated
29/8/65

" Honorable the Judges
of the Supreme Court. } dated 29/8/65

" Judge of the Court of
Small Causes } dated
29/8/65

" Agent Superintendent & Commandant
" Colonial Secretary } dated 29/8/65
" Auditor General

Judicial 1863. *Department.*

No. 1385

PROCEEDINGS OF GOVERNMENT,

Dated 20th *August* 1863.

Abstracting the Principal Sudder Adawlut and Court of Canara at Darwar & Kittoor.