M.R.O. 1—32,000—16-10-99.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1892 Press ~~Mis.~~

27-28

Dated 3.12.1863 ~~19~~ .

3/14

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, 3rd December 1863.

No. 27. Read the following letter from the Honorable Sir C. H. SCOTLAND, Knight, Chief Justice of the High Court of Judicature at Madras; to the Honorable the Governor in Council, &c., &c., &c., Fort Saint George, dated Madras, 21st November 1863.

I have deferred an answer to the Chief Secretary's letter of the 17th March last, (No. 416), on the subject of the expediency of extending the provisions of Act XVIII of 1863 to the High Court of Judicature at Madras, until I should have ascertained with certainty the probable state of the business in the Master's office on the 1st December next, the day named in the 10th paragraph of my letter to your Excellency in Council of the 21st March last for the termination of the Master's office.

I now find that several matters of reference in suits pending in the late Supreme Court are still undisposed of by the Master, some of the matters being heard in part. To admit of the Master's disposing of all the business remaining from the late Supreme Court, it is necessary that his functions should be continued for some little time longer, I therefore propose, and ask that your Excellency in Council will approve of the further continuance of the Master's office upon the same footing as it is now placed under the recent ministerial arrangements of the High Court, until the 1st of July next, unless the business of the office should be sooner disposed of: and in order to ensure that the business shall be disposed of and all matters in the office at once wound up with all possible speed and efficiency it will be desirable to have recourse to the special provisions in that behalf of Act XVIII of 1863. The other provisions in the Act may also be properly brought into operation, and under these circumstances it is, I think, expedient that the Act should be extended to the High Court here under the power given to your Excellency in Council by Section 12.

It is, however, necessary with reference to the present state of one or two of the suits left pending and the practice of the late Supreme Court, that the order in Council under Section 12 bringing the Act into operation should not be published in the Gazette before the 1st January next.

No. 28. To the Honorable Sir C. H. SCOTLAND, Knight Chief Justice of the High Court of Judicature at Madras, dated Fort Saint George, 3rd December 1863, No. 1892.

I am directed by the Governor in Council to acknowledge the receipt of your letter of the 21st ultimo, and to inform you that, in accordance with your recommendation, an order in Council will be passed, extending Act XVIII of 1863 to the High Court at Madras.

2. The order will not be published until after the 1st January next.

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

How it been published I think? No.

Ed. T. McMootry.

dispd. 3

No 1892.

Judicial Department

To

The Honble Sir C. H. Scotland, Knight,
Chief Justice of the High Court
of Judicature at Madras.

Honble Sir,

I am directed by the Governor in Council to acknowledge the receipt of your letter of the 21st ~~Ultimo~~ ~~Instant~~, and to inform you that, in accordance with your recommendation, an order in Council will be passed, extending Act ~~XVIII~~ of 1863 to the High Court at Madras.

2. The order will not be published, until after the 1st January next.—

I have &c

Fort St George
3rd December 1863.

C. H. Scotland
Esq 25 Dec

Judicial 1863 Depart.t

N.o 1892

To

The Hon.ble

The Chief Justice of the

High Court of

Judicature of Madras

Dated 3.d December 1863.

F.C. 1183/64

27 & 28