

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	<i>295</i>	Press Mis.
<i>201-202-</i>		
Dated	<i>24.2.1863</i>	19 .

4/5

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
24th February 1863.*

No. 201. Read the following letter from H. L. ANDERSON, Esq., Chief Secretary to the Government of Bombay; to the Secretary to the Government of Madras, dated Bombay Castle, 9th February 1863, No. 278:

In forwarding the annexed Extract from a letter from His Lordship the Chief Justice of Her Majesty's High Court at Bombay, I am desired by His Excellency the Governor in Council to request that the Government of Madras may be good enough to inform this Government in regard to the practice in the High Court of Madras on the question of compensation to the Officers of that Court for the deficiency of emoluments derived from salary in comparison with those derived from fees.

Extract paragraphs 21—24 of a letter from the Honorable the Chief Justice of the High Court, dated 19th November 1862.

21st. I think this a convenient opportunity to point out to your Excellency in Council, the right of the Officers of the late Supreme Court, who have been paid by fees, and whose offices have been wholly, or in part abolished or diminished in value to look to Government for compensation for any reduction which may have been thus caused in their incomes.

22nd. The average amount of fees received by them for the past three years, will form a reasonable basis for that purpose.

23rd. Present changes will peculiarly affect the Master in Equity, and the Registrar in Equity, whose office has been abolished so far as regards all suits filed since the 14th August.

24th. With reference to the holder of these two offices, I propose that he should account for all fees received or to be received by him as Master or as Equity Registrar, in suits filed before and continuing since the 14th August last, and also for all fees which he may receive as Commissioner for taking accounts, &c., (to which office I intend to appoint him) and that Government should pay him the monthly deficiency upon his average receipts in those two offices for the last three years.

(Signed) R. WEST,

Offg. Under Secy. to Govt.

No. 202. To the Chief Secretary to the Government of Bombay, dated Fort Saint George, 24th February 1863, No. 295.

In acknowledging the receipt of your letter of the 9th instant, No. 278, I am directed to inform you that in this Presidency it is proposed that the Officers of the High Court, Original side, shall in future be paid by salaries and not by fees, and that the salaries will be fixed with reference to the duties to be performed. Compensation being made for losses occasioned by the change, to any Officers who may be considered to have claims for such compensation.

2. A copy of a correspondence which has passed between the Honorable the Chief Justice of the High Court at Madras and His Excellency the Governor in Council, with reference to the Ministerial establishment of the Madras High Court, is enclosed; and the Madras Government would be glad to have copies of any correspondence which may have passed on the subject between the Government of Bombay and the Chief Justice of the High Court in that Presidency.

(Signed) A. J. ARBUTHNOT,

Chief Secretary.

Exd. T. McMootry.

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Justice 1763 Sept

N^o 295

To the Chief Secretary
to the Govt of Bombay
dated 24th July 1863

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26

N^o 295. Ind. Dept

24th July 1863.

To

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to the Government
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A.

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the Chief Justice of the
High Court in that
Presidency. —

W. R.

Information received
and indorsement for
S. Officer of the State
Supreme Court.

Indorsed 1863 Department

No 295-

To the Chief Secretary
to the Govt of Bombay.

Dated 24th February 1863.

File 581.

801 + 202. —