M.R.O. 1—30,000—16-10-22.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No.	474	Press Mis.
170-171		
Dated	25.3.1863	19 .

Not to be folded or roughly handled

Read the following :—

No. 170. To the Right Honorable Sir WILLIAM DENISON, K.C.B.,
The Governor of the Madras Presidency,
Fort Saint George.

The humble petition of VENCATARAMANIAH, late Head Goomastah of the Principal Sudder Ameen's Court at Coimbatore.

Most Humbly Sheweth,

In accordance to your Excellency's kind instruction conveyed in the endorsement, under date 30th January 1863, your petitioner sent his appeal petition in triplicate; it was again returned to him for the correction that it should be addressed to the Secretary of State for India, but not to Her Gracious Majesty the Queen Victoria as he did before, and he most submissively begs that your Excellency will kindly condescend to cause his humble petition herewith submitted, prepared agreeably to the endorsement bearing the date, 4th March 1863, No. 512, to be transmitted to Her Gracious Majesty the Queen Victoria, and thus protect him.

For which act of kindness and charity the petitioner shall, as in duty bound, ever pray.

Coimbatore,
8th March 1863.

(Signed) C. VENCATARAMANIAH.

To the Secretary of State for India.

The humble appeal Petition of VENCATARAMANIAH, late Head Goomastah of the Principal Sudder Ameen's Court in the District of Coimbatore attached to the Madras Presidency.

Most Humbly Sheweth,

Your humble Memorialist begs to appeal with due respect and veneration to your honor on the Proceedings of the High Court under the following grounds :—

I. The Civil Judge acted contrary to the order of the Sudder Court.

II. He violated the Judicial rules in the issue of his order concerning the petitioner.

III. The HighC ourt dismissed the appeal petition without any substantial cause, and without summoning the petitioner to make good his cause in the hearing as usual.

In lieu of the sum a person should owe to your petitioner, he, (that person) made over a Bond to your petitioner. This act your petitioner did not think as a guilty one as he was a servant of the very lowest order in the Government. This, however, was found guilty by the Sudder Court, who issued an order* under date the 7th October 1861, which states "if he was guilty of similarly improper acts in other "instances by taking up doubtful claims or speculations as in this case or otherwise, the Sudder "Court are of opinion that such misconduct should be visited if not with dismissal at least with "the penalty of transfer to some situation of equal or inferior emolument at a distance from the "station where he is now employed." In pursuance of this order the Civil Judge ordered† your petitioner through the Principal Sudder Ameen to the effect "to act carefully in future," as your petitioner was not "guilty of similarly improper acts in other instances."

* Vide enclosure A.

† Vide the last paragraph of the enclosure B.

From this your honor may easily see that the above order of the Sudder Court was finally executed by the Civil Judge. After an elapse of four months from the date of the issue of the first order (enclosure B) the Civil Judge in violation of all the Judicial rules transferred‡ your petitioner unlawfully without any mistake on his part to a post of less salary in the Moolty Sudder Ameen's Court which was soon after abolished. This your honor will see, is in no way better than dismissing your petitioner. Granting that the Civil Judge did transfer your petitioner in pursuance of the Sudder Court's order, your petitioner begs to state, (1) he was not found by the Civil Judge "guilty or similarly improper

‡ Vide enclosure C.

"acts in other instances," (2) had he been found guilty he should have been transferred to some situation of (1) "equal emolument," (2) "inferior emolument," (3) "at a distance from the station." These the Civil Judge observed not; he transferred your petitioner without finding him guilty to a post of "inferior emolument" in the same station.

When your humble Memorialist appealed to the High Court against the Proceedings of the Civil Judge, the High Court without any substantial grounds dismissed* your petitioner's case with a remark "the High Court see no sufficient reason for interference on behalf of the petitioner in the manner solicited." Moreover your petitioner was not called in to explain his cause in the hearing as in other appeal cases. This they seem to have done agreeably to an order issued by the Sudder Court, dated 19th June 1859, which does not at all bear relation to your petitioner's case. This order states that the appeal petition of Government servants to the Sudder Court against the proceedings of the Civil Judge should be forwarded through the Civil Judge. In conformity with this order your petitioner presented his appeal petition to the Civil Judge, who refused† to forward it to the Sudder Court. Then he presented an appeal petition to the Sudder Court in person and expected to be allowed with all the privileges allowed to all appellants. Your petitioner was not called in to explain his cause in the hearing, and without any inquiry his case was dismissed. The Sudder Court have made no provisions either in the above order or elsewhere to the effect that the cause of such appellant as your petitioner's will not be heard in the hearing even if the Civil Judge refuse to forward the appeal petition to the Sudder Court.

Therefore your petitioner most humbly requests your honor to take his case into your favorable consideration and to issue an order reinstating your petitioner to his former post.

He further most humbly craves your honor to take into consideration his long standing of 20 years in the Government service, and also the certificates‡ of good character he had from his European and Native superiors.

As in duty bound your honor's poor and humble petitioner shall ever pray for your honor's longivity.

9th December 1862.

(Signed) C. VENCATARAMANIAH.

No. 171.

ORDER THEREON, 25th March 1863, No. 474.

This Memorial will be forwarded to the Secretary of State.

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

* Vide enclosure E. dated 26th Nov. 1862.

† Vide enclosures D 1 & D 2.

‡ Vide enclosure F.

Exd T. McMoorty.

Proceedings of the Sudder Court, 5th October 186

Read again Criminal petition presented on the 5th August 1861 by J. W. Branson Esqr. C. Sabaga of Erraka and V. Rayappa and Charles [illegible] on the day of Koshpoodamy Sheno of Tillah of Cor[illegible] imbatore.

The Sudder Court would further remark that the fact admitted by the prosecutor Venkatra[illegible] maniah of this having sued the first prisoner on a bond, in which he, prosecutor, had originally no interest, but subsequently purchased by assignment from the obligee, is eminently discreditable to him as a public officer of the Court and if he has been guilty of similarly improper acts in other instances by taking up doubtful claims on speculation as in this case or otherwise the Sudder Court are of opinion that such misconduct should be visited if not with dismissal at least with the penalty of transfer to some situation of equal or inferior emolument at a distance from station at which he is not at present employed.

(True Extract)

(Signed) C. F. Chamier — Registrar

(True

(True Copy)

(signed) A. D. Ward
Sessions Judge

Sir

The Principal Sudder Ameen of Coimbatore.

For his communication and for the information to the prosecutor Venkataramaniah.

(True Copy)

(signed) Chas. Hutchinson Baker
Principal Sudder Ameen

17th October 1861

Extract of the Proceedings of the Principal Sudder Ameen Court contains that the Criminal petition presented by the Cadees on 5th August last on the part of Coss Proclawmian of Coimbatore having been read.

The remarks of the Sudder Court is that the fact admitted by the prosecutor Venkataramaniah of his having sued the 1st petitioner on a bond executed by the prosecutor had originally no interest but subsequently purchased by assignment from Mr. Cripps is undoubtedly culpable to him as a public officer of the Court and is therefore guilty of malpractice in proceeding in other instances by taking up doubtful claims like this case

Exd T. McMoorty.

or otherwise they are of opinion that such misconduct should be punished with dismissal at least with the penalty of transfer to some situation of equal or inferior pay at a distance from the station in which he is at present employed.

Ordered that the Extract of the Proceedings above referred to be communicated to Venkataramaniah to act properly and regularly in future.

(True Copy)

Fee Fee Fee

Proceedings of the Principal Sudder Ameen Court of Coimbatore, 27th January 1862.

Read Aryza dated 18th January 1862 from the Sudder Ameen of Coimbatore recommending certain appointments consequent on the resignation of the Head Goomastah of his Court.

With reference to the proceedings of the Sudder Court under date 7th October 1861 the Civil Judge takes this opportunity of appointing Venkataramaniah the 1st Goomastah of the Principal Sudder Ameen Court on a reduced salary of 15 Rs per mensem.

Ordered that copy of the Proceedings be sent to the Principal Sudder Ameen and Sudder Ameen of Coimbatore

Translate for Court

(True Extract)

(Signed) [illegible]

Civil Judge

(True Copy)

(Signed) Abdul Rahiman Sahib

Principal Sudder Ameen

Extract from the Proceedings of the Principal Sudder Ameen's Court at Coimbatore dated 29th April 1862

Read Miscellaneous Petition No 56 of 1862 presented by C. Venkataramaniah praying the Court that his petitions to the Court of Sudder Adalut and the Civil Judge be forwarded to those authorities on account of his re-employment as Head Goomastah in the Principal Sudder Ameen Court or that he may be appointed to a situation in the Civil Court.

Order thereon.

On furnishing the petition it appears to the Court that there is no legal ground to forward it to the Civil Judge wherefore the Court

In para 4 of the 19th June 1858 of the Civil Circular of the Court of Sudder Adalut ruled that the Appeal petitions of ministerial officers should be presented to them either in person or by the Civil Judge agreeably to para

Exd T. McMoodry.

1 of 21st April 1853 of that Circular The petitioner therefore should himself be permitted to act accordingly and the Principal Sudder Ameen's decision to interfere on the subject

The Court directs that the petition presented by him to the Court together with the papers connected thereon be returned to him

(True Extract)

(Signed) Abdul Rahiman Sahib

Principal Sudder Ameen

Civil Judge

Extract from the Proceedings of the Court of Coimbatore dated 30th June 1862

Read petition presented by Ganapathy Venkataramaniah plaintiff in Miscellaneous petition No 175 of 1862 requesting that after a due inspection of the accompanying certificates his transfer from the Head Goomastah of the Principal Sudder Ameen's Court may be cancelled, and that he may either be reinstated to his former post or appointed to a post not less than 31 Rs salary in this Court and in that, if the Court was not willing to comply with his request the accompanying petition with the certificates

Sudder Court dated the 7th October 1861.

2. The High Court see no sufficient reason for interference on behalf of the petitioner in the manner solicited.

(Signed) Thomas Wilkins
Dy Registrar

Specialist and documents may be transmitted to the Sudder Court as he was ignorant that his transaction in Miscellaneous petition No 49 of the Proceedings Court of Coimbatore was a guilty one.

Order.

Ordered thereupon that the Court is not willing to comply with the request of the petitioner.

(Signed) S. N. Ward
Civil Judge

Proceedings of the High Court of Remembrance

Read petition [illegible] Court dated the [illegible] of October last and the [illegible] Extd Head Quarters of the [illegible] Assistant Court at Coimbatore [illegible] Petitioner prays for a reversal of the order of the Civil Judge under date the 30th ultimo transferring him to a post of inferior salary in the Provincial Court (since abolished) with reference to the remarks contained in the proceedings of the Court

Exd T. McMoorry.

Certificate

Translation of a Sanad granted by
Mr H. Fuse to Venkataramiah
of Coimbatore

November 1870

you are hereby appointed
as a gomastah on a salary of 12 a month
in the Moonsiffs Court established at
Neilgherry by the Sanction of Govern-
ment in which you are required to employ
yourself before the Moonsiff and
conduct your duties carefully and in
obedience to his order

(Signed) Referee

This is to certify that Venkataramiah late 4th Gomastah of the Moonsiffs Court at Ootacamund was discharged from the Court after having employed himself for a very short time during which period I had very reason to be

Exd T. McMootry.

Satisfaction with his conduct
was removed & give place to
and deserving servant who was
useful to me from his letters known to
of the kindest same language

Coimbatore 2nd June 1861 (Signed) J. Cumming
Collr & Magte

This is to certify that the bearer
hereof Venkatramanah is employed
as groomatah in the Principal
Civil Assistant's office from Septr 1863
He has transacted the business until
affairs in a civil and diligent manner
the Court may be satisfied with
his activity

(Signed) Gopaul Chetty

Exd T. McMoodry.

Coimbatore 13th May 52

This is to certify that the bearer
hereof Venkatramanah served under
me as a Peon Groomatah for nearly
8 years and that I have found him
intelligent and diligent in the discharge
of his duties. He is willing to learn
& be useful and thereby to please his
employer so far as to sacrifice all his convenience
for the satisfaction of his superior
When I was appointed Civil Assistant
of Coimbatore I found him to be
the best in the list of peons established
This zeal and diligence in the
discharge of his duties merits
great and his services to a useful
kind induce demandi a re-
commendation in his favor

when the office of Head Gromastah became vacant; in preference of those above him in the list & has entrusted him at present with the request and thanks he is happy to hear he gives satisfaction to his new employer

(Signed) Alagiah

Chief Interpreter

Translated for Lumsden & Co by
Wm. Waters officiating civil Judge
of Coimbatore & Ganapathy Venkatramiah
& the Gromastah of the Chief Ameen Court

I do hereby direct you
from the Chief Ameenship charge of the staff &
instant that he Head Gromastah
of that Court was appointed
as a Vakeel in the Moonsiffs
Court that you thereby entitled
and diligence in discharging

Exd T. McMoorty.

the duties competent to fill the
vacancy. You are hereby appointed
Head Gromastah of the Chief Ameen
Court in which you are required
to take charge of the records from
the late Head Gromastah and proceed
on your business with care and
attention 11th February 1867 (Sd) C. J. Waters

Coimbatore 25 Sept 1854

This is to certify that the
bearer Venkatramiah is a
clever Gromastah and that he has
given satisfaction during the
short time I have acted for the
Principal Chief Ameen

(Signed) Venkatachelum

To the Civil Judge of Leonard ville

At the request of the writer I take the liberty of forwarding to you the accompanying application to my address and in the event of your being disposed to comply with the applicants wishes I may add that he bears a good character and is thoroughly conversant with his duties

(17th September/57 (Signed) L Scott
Civil Judge

(True Copy)
(signed) G Beauchamp
Judge

3rd April/186

Exd T. McMoorty.

3
Exr 703 of 186

1
Ins No. 3390 of 1862

1704 177

Ins No. 512 of 1863

Judl 552/63
Pm. 25 March/63 No 474

Rec'd 16 1863 Sept 10

No 1733 of 1863 - 1

Pay. Clerk

From Cuncataramanial
late Head Gumastah of
the Principal Sudder Ameen
Court at Coimbatore -

Dated 8th March 63
Rec'd 11th March 63
No 552
with 3 enclosures

Prays that the enclosed memorial in Triplicate submitted to the address of the Secretary of State on the subject of his unjust dismissal, may be forwarded to its destination.

No 474 - 25th March 1863.

His Memorial will be forwarded to the Secretary of State.

Cuncataramanial,
late Head Gumastah
to the Principal Sudder Ameen's
Court at Coimbatore.

Sept 31.

Entd in Clerk's Book

To the Secretary of State for India in Council &c &c &c

Madras 1863 Sept 2

Jud. Letter Copy 2

March 1863 No 2

1701771

Exd T. McMoorty.