M.R.O. 1—39,000—16-10-23.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 729 Press ~~Mis.~~

71-74

Dated 13-5-1883 ~~Ms~~ .

6/6

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
13th May 1863.

Read the following papers:—

No. 71. From C. F. CHAMIER, Esq., Registrar of the High Court of Judicature at Madras; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Madras, 21st February 1863, No. 28.

With reference to the Order of Government, dated the 11th August last, No. 1,289, I am directed by the High Court to forward the accompanying Statement showing the extent of litigation in which the Government were a party in the Civil and Subordinate Courts during the year 1862.

No. 72. From JOHN ROBERT BOYSON, Esq., Government Solicitor, Madras; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Madras, dated 11th March 1863, No. 139.

1. With reference to the Proceedings of Government noted in the margin which reached me only on the 9th instant, I have the honor to forward herewith a Return showing the extent of litigation in which Government were a party in the High Court of Small Causes at Madras during the year 1862; also an abstract of the cases comprised in such Return.

Dated 4th March 1863, No. 344, Judicial Department.

No. 73. From CLEMENT DALE, Esq., Government Pleader, Madras; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Madras, 8th May 1863, No. 51.

1. I have the honor to acknowledge the receipt of an Official Memorandum, under the date and number noted in the margin, and to enclose for the information of the Honorable the Governor in Council, a Return showing the extent of litigation to which Government was a party in the Appellate side of the High Court of Judicature at Madras during the year 1862.

9th May 1863, No. 96, Judicial Department.

2. During the year 1862 none of the cases in which Government was concerned were disposed of; on some I have had the honor to report during the current year, those will appear in the report for the present year.

Statement showing the extent of litigation to which the Government was a party in the Civil Courts of the Madras Presidency, during the year 1862.

	Government, Plaintiff or Appellant.					Government, Defendant or Respondent.					Remarks.
	Total number of cases pending.	Decided in favor of Government.	Do. against Government.	Total decided.	Percentage of cases decided in favor of Govt.	Total number of cases pending.	Decided in favor of Government.	Do. against Government.	Total decided.	Percentage of cases decided in favor of Govt.	Do. against Government.	
Late Supreme Court.												
In Equity	a3					b4	c3		3	100		For remarks, see the foot-Notes, a, b, c, d, e, f, g, h and i.
Plea side						d1	e1		1	100		
Under Act XXX of 1858							f2*		2	100		*One of these cases was settled by consent.
High Court, (Original side.)												
Original suits						g2						
Insolvent												
Small Causes	i1						h1		1	100		
High Court, (Appellate side.)												
Regular appeals	3					4						
Special appeals						2						
Civil and Subordinate Courts.												
Original suits	4					73	17	5	22	77	23	
Regular appeals	3	2		2	100	13	3	1	4	75	25	
Summary appeals	1	1		1	100							
Totals	15	3		3	100	99	27	6	33	82	18	

Abstract of cases to which the Government was a party in 1862.

LATE SUPREME COURT.

In Equity.

a.) The United Company... ... ... *versus* S. C. Kistnamah Chetty and others—pending.
a.) The Secretary of State... ... ... „ Moer Mahomed Hossain Saib and others, do.
a.) The Advocate General... ... ... „ A. M. Ritchie, late Administrator General, do.
b.) Soobammall... ... ... „ S. Vadachella Moodelly and others, do.
b.) Varada Boye and another ... ... „ R. Vencut Row and others, do.
b.) Accatchammanigauroo ... ... „ The Secretary of State, do.
b.) V. Vencatarungum Chetty ... ... „ The Secretary of State and others, do.
c.) V. Moonesawmy Chetty.. ... ... „ The Secretary of State and others, decided in favor of Government.
c.) E. M. Britain... ... ... „ The East India Company and another, do.
c.) G. W. Gaynor ... ... „ The Secretary of State and another, do.

Proceedings of the Madras Government, Judicial Department,
13th May 1863.

Plea side.

(d.) Doe Dem Accatchammanigauroo .. *versus* Richard Roe, pending.
(e.) S. Sarawana Mootoo Pillay... ... ... „ The Secretary of State, decided in favor of Government.

Under Act XXX of 1858.

(f.) Claim of Mahomed Abdoolah Khan Bahadoor and others... ... ... *versus* Settled by consent.
(f.) Claim of Rajah Ragoonada Ram Bahadoor, „ Decided in favor of Government.

High Court.

Original suits.

(g.) No. 9, C. Soobaroya Moodely and others, *versus* The Government and another, pending.
(g.) „ 16, Mohideen Saib and others, „ B. Cunliffe and others, do.

Insolvent.

(h.) In the matter of B. Kistnasawmy Naidoo, *versus.* Decided in favor of Government.

Small Causes.

(i.) The Secretary of State, *versus* T. H. P. Middlecoat—Pending.

No. 74. ORDER THEREON, 13th May 1863, No. 729.
Ordered to be brought to the notice of the Secretary of State.

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

Exd. T. McMeotry,

Statement shewing the extent of litigation in which the Government was a party in the Civil Courts of the Madras Presidency, during the year 1862.

	Government, Plaintiff or Appellant						Government, Defendant or Respondent						Remarks.
	Total number of cases pending.	Decided in favor of Government.	Do against Government.	Total decided	Percentage of cases decided in favor of Govt.	Do against Government.	Total number of cases remaining.	Decided in favor of Government.	Do against Government.	Total decided	Percentage of cases decided in favor of Govt.	Do against Government.	
Late Supreme Court.													For Remarks see the foot notes, a, b, c d, e, f, g, h & i.
In Equity	a 3	"	"	"	"	"	b 4	c 3	"	3	100	"	
Plea Side	"	"	"	"	"	"	d 1	e 1	"	1	100	"	
Under Act XXX of 1858	"	"	"	"	"	"	"	f 2*	"	2	100	"	* One of these cases was settled by consent.
High Court (Original Side)													
Original Suits	"	"	"	"	"	"	g 2	"	"	"	"	"	
Insolvent	"	"	"	"	"	"	"	h 1	"	1	100	"	
Small Causes	i 1	"	"	"	"	"	"	"	"	"	"	"	
High Court (Appellate Side)													
Regular Appeals	3	"	"	"	"	"	4	"	"	"	"	"	
Special Appeals	"	"	"	"	"	"	2	"	"	"	"	"	
Civil & Subordinate Courts													
Original Suits	4	"	"	"	"	"	73	17	5	22	77	23	
Regular Appeals	3	2	"	2	100	"	13	3	1	4	75	25	
Summary Appeals	1	1	"	1	100	"	"	"	"	"	"	"	
Totals	15	3	"	3	~~200~~ 100	"	99	27	6	33	~~552~~ 82	~~48~~ 18	

Abstract of Cases in which Government was a party in 1862.

Late Supreme Court

In Equity.

a. The United Company. vs. vs. S. C. Kistnamah Chetty & others — Pending.
a The Secretary of State vs Meer Mahomed Hossain Saib & others — Pending.
a The Advocate General vs A. M. Ritchie, late Administrator General — Pending.
b Soobammall. vs S. Vadachelle Modelly & others — Pending.
b. M. Varadah Boya & another vs R. Vencut Row & others — Pending.
b Accatchammanigauroo. vs The Secretary of State — Pending
b. V. Vencatarungum Chetty vs The Secretary of State & others — Pending.
c. V. Moonesammy Chetty vs The Secretary of State & others — Decided in favor of Government.
c E. In. Britain vs The East India Company & another — Do. —
c J. W. Gaynor. vs The Secretary of State & another — Do —

Plea Side

d Doe Dem Accatchammanigauroo. vs Richard Roe — Pending.
e. S. Saravana Mootoo Pillay. vs The Secretary of State — Decided in favor of Government.

Under Act XXX of 1858

f Claim of Mahomed Abdollah Khan Bahadoor & others — vs Settled by consent & other — Pending
f Claim of Rajah Rajoonada Ram Bahadoor — vs Decided in favor of Government.

High Court

Original Suits.

g. No 9. C. Lazarus Modelly & others vs The Government & another — Pending.
g " 16 Mohideen Saib & others. vs B Cuthbert & another — Pending

Insolvent

h. In the matter of B. Kistnasawmy Naidoo — Decided in favor of Government.

Small Causes

i The Secretary of State vs T. H. P. Middlecoat — Pending.

(Signed) A. J. Arbuthnot
Chief Clerk.

Jud. Lds to Engd. 13th May 1864 No 16.

Read also letter from Registrar High Court of Chy. Irel. to Under Secs. of State & Chief Secs. Dublin. 5 May 1863.

Order thereon 13 May 1863. No 739.

Proceed to be brought to the notice of the Secs. of State.

JWA.

Pro. 29th July 1862 — 292-298
— Mad. Cts. — 105-106
Jud. Dept. — 5th Nov. 1862 ch. 13
19th Sept. 1862 ch. 197

dist. of Madras

Pro. Jany.

Judicial 1863 Dpt. N°.

From The Registrar of the High Court of Judicature at Madras.

To The Chief Secretary to Government.

Dated 21st February, 1863.
Rec'd 24th

N° 403 N° 28.

With one Enclosure.

Submitting a Statement showing the extent of litigation in which the Government were a party in the Civil and Subordinate Courts during the year 1862.—

in lieu an order

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