M.R.O. 1—39,000—16-10-23.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 837 Press Mis.

263-265

Dated 30 · 5 · 1863/19.

4/5

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, 30th May 1863.

No. 263. Read the following letter from H. L. ANDERSON, Esq., Chief Secretary to Government, Bombay; to the Secretary to the Government of Fort Saint George, dated Bombay Castle, 25th February 1863, No. 369.

A question having arisen as to the necessity for some legislative enactment for enabling Magistrates to inquire into the causes of "unnatural" and "sudden" deaths of European British subjects occurring beyond the jurisdiction of the High Court of Judicature, I am directed by the Honorable the Governor in Council to request, that you will, with the permission of the Honorable the President in Council, be so good as to favor this Government with information as to how the subject has been dealt with in Madras.

No. 264. MEMORANDUM.

In reply to the Memorandum of the Acting Deputy Secretary to Government in the Judicial Department, dated the 19th instant, the undersigned is directed to state that on a reference from the Magistrate of Coimbatore and the Joint Magistrate of Ootacamund, requesting instructions as to the proceedings to be held in cases where an Inquest may be necessary on the sudden death of Europeans, the late Court of Foujdary Udalut decided on the 14th February 1853, that in all such cases "the Joint Magistrate should proceed to the spot and hold an Inquest assisted by a Medical Officer and one or more Europeans, Civil or Military; and that on the close of the inquiry, the proceedings should be forwarded to the Magistrate."

The above is the only order on the subject in the records of the Court.

HIGH COURT OF JUDICATURE, MADRAS,
27th May 1863.

(Signed) THOMAS WILKINS,
Acting Deputy Registrar.

To the Acting Deputy Secretary to Government, Judicial Department.

No. 265. To the Chief Secretary to the Government of Bombay, dated Fort Saint George, 30th May 1863, No. 838.

I am directed to inform you, with reference to your letter of the 25th of February last, No. 369, that in 1853 on a reference made by the Magistrate of Coimbatore, the late Court of Foujdary Adalat directed that, in all cases of unnatural or sudden deaths of European British subjects occurring on the Neilgherry Hills, the inquest should be conducted by the Joint Magistrate in person "assisted by a Medical Officer, and one or more Europeans, Civil or Military; "and that on the close of the inquiry the proceedings should be forwarded to the Magistrate" of the District. It may be presumed that the same procedure would be observed in other localities beyond the limits of the High Court's jurisdiction, so far as possible, but no special rules have been laid down on the matter, nor does the question appear to have arisen elsewhere than on the Neilgherry Hills.

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

Exd. T. McMootry.

presumed that the

Judicial

No. 838.

To the Chief Secy. to the Govt. of Bombay

Sir

I am directed to inform you, with reference to your letter of the 25th. of February last, No 369, that in 1853 in a despatch under date the Magistrates of Canara the late Court of Foujdary Adalat directed that, in all cases of unnatural or sudden deaths of European British subjects occurring ~~beyond the jurisdiction~~ on the neilgherry Hills, ~~of the late Corporation~~, the inquest should be conducted by the Joint Magistrate in person "assisted by "a Medical Officer, & one "or more Europeans, Civil "or Military; & that on "the close of the Enquiry "the proceedings should "be forwarded to the "Magistrate" of the district. It may be presumed that the

same procedure would be observed in other localities beyond the limits of the High Court's jurisdiction, so far as possible, but no special rules have been laid down on the matter, nor does the question appear to have arisen elsewhere than on the Nilgherry Hills -

PWK

Forth St. George
30 May 1863

dtd 29 June

Pro. Inam

Judicial 1863 Dispatch.

№ 838

To

The Secy. to the Govt.

of Bombay.

Inam Rules

8/30 Inam/63.

263 to 265