

(1) பக்கங்களின் எண்ணிக்கை _____

(2) புதுக்கித் திருப்பிய நாள் _____

(3) ஆதாரங் குறிப்பவர் சுருக்கொப்பம் _____

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

Judicial துறை

அரசாணை எண். மு. கோப்புத் தாள் எண்.	900	அச்சகம் பலவகை
84-85		
நாள் :	9-06-1863	199

10/10

மடிக்கலோ கண்டபடி கையாளலோ கூடாது.

Proceedings of the Madras Government, Judicial Department,

9th June 1863.

No. 84. Read the following letter from G. R. SHARPE, Esq., Acting Registrar of the High Court of Judicature at Madras; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, dated Madras, 23rd May 1863, No. 56.

1. I have the honor to forward the draft of a Notification for giving effect to the several measures specified in paragraph 7 of the Order of Government, dated the 9th December last.

2. I have been directed by the Chief Justice and Judges, at the same time, to state that it is not within the province and proper functions of the Judges to prepare and issue executive orders on behalf of the Government, for the force and operation of which their Judicial act or authority is in no way required.

3. The Chief Justice and Judges, on this occasion, sanction my forwarding for the use of the Government the draft Notification prepared in the Registry, in order to avoid any public inconvenience or further delay that might be occasioned.

No. 85. ORDER THEREON, 9th June 1863, No. 900.

Since the Notification furnished with the foregoing letter was prepared, the assent of His Excellency the Viceroy and Governor General to the Madras Act No. IV of 1863, for investing certain Courts in this Presidency with the jurisdiction exercised by Courts of Small Causes established under Act XLII of 1860 has been received; and the Act in question will come into operation on the 1st proximo.

2. Under this Act, all the District Moonsiffs in the Guntur Zillah will be invested with Small Cause Court jurisdiction in suits cognizable by Courts of Small Causes up to Rupees 50; and it will be competent to the Government to invest the Civil Judge of Guntur with the special jurisdiction provided for in the Act, which will enable him to exercise the powers of a District Judge. The Governor in Council may direct.

3. In these circumstances, it seems questionable whether the jurisdiction of the Small Cause Court which it is proposed to establish at Masulipatam, should be coterminous with that of the Guntur Court. It would be preferable, the Governor in Council thinks, to confine the jurisdiction of the Masulipatam Judge to the town of Masulipatam and the Taluqs immediately adjoining; limiting it, as near as can be, to a distance of 30 miles from Masulipatam. And to give him an exclusive special jurisdiction within that town. The latter part of the Notification will, therefore, be modified, so as to admit of the local jurisdiction of the Court being declared hereafter. The Honorable the Judges of the High Court will be requested to give their opinion on this point; and the Collector will be instructed to report what Taluqs should be included in the jurisdiction of the Small Cause Court; taking 30 miles, or as near that distance as may be, as the extreme limit of the jurisdiction. The Judge of the Small Cause Court will be invested with the powers of a Principal Sudder Ameen and of a Magistrate under the provisions of Act XII of 1861. The Collector and Magistrate will state what should be the local limits of his jurisdiction in those capacities.

The ministerial establishments of the Civil and Session Court of Vizagapatam and of the Small Cause Court at Masulipatam should be so arranged as to provide for as many as possible of the servants now attached to those Courts being retained in situations corresponding to those at present held by them.

Copies of the Tabular Statement submitted to the Government of India, under date the 9th December last, and which has received the sanction of the Honorable the President in Council, will be furnished to the Agents in Ganjam and Vizagapatam in order that they may at once carry into effect the necessary revision of their establishments.

5. Adverting to the remarks in the Acting Registrar's letter above recorded, with reference to the course taken by Government in requesting the High Court to issue the necessary orders for giving effect to the several measures sanctioned by the Government of India in their Proceed-

Proceedings of the Madras Government, Judicial Department,
9th June 1863.

ings of the 16th March last, and to submit a Notification of the same for publication. The Governor in Council observes that this course is strictly in accordance with the practice hitherto observed, without any objection on the part of the Judges of the late Sudder Court. In future, however, such Notifications will be prepared in the Government Office in communication with the Government Law Officers, application being made to the High Court for such information as may be requisite.

NOTIFICATION.

It is hereby notified that on the 1st day of July 1863, the Civil and Session Court now established at Masulipatam will be abolished, and that on that date the Taluqs in the Kistna Collectorate, now subject to the Civil and Session Court of Masulipatam, will be subjected to the jurisdiction of the Civil and Session Court of Guntoor.

* IN THE GANJAM AGENCY.
Zemindaries.

Pauloor.	Mundasa.
Hoomanah.	Soorungli.
Beerideo.	Jaradah.
Khullioottah.	Jalutra.
Pratapagery.	Boodarasinghy.
Mohery.	Dharacotah.
Vizeanagar.	Badagotah.
Hauteghur.	Sareghur.
Bramnorchee.	Turlah.
Chegatee.	Parlahkimedy.

Aumany Estates.

Askah.
Pomary.

IN THE VIZAGAPATAM AGENCY.

Ancient Zemindaries.

Vazeunagar (exclusive of Kasnapoor.)
Bobelly.

Under Aumany.

Palcondah.

It is hereby further notified that, on the 1st day of July 1863, a Court of Small Causes under Act XLII of 1860 will be established at Masulipatam, the local jurisdiction of which will be declared hereafter.

The Judge of the said Court of Small Causes will be invested with the powers of a Principal Sudder Ameen and of a Magistrate under Act XII of 1861.

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

Exd. T. McMootry.

Notification by His Excellency the Governor
of Fort Saint George in Council.

It is hereby notified that
on 1st July 1863 that

Civil and Session Court now established at Masulipatam will be removed to Vizagapatam and established there, under the designation of "the Civil and Session Court of Vizagapatam," and that on that date the talooks in the Kistna Collectorate, now subject to the Civil and Session Court of Masulipatam, will be subjected to that of the Civil and Session Court of Guntoor.

With the sanction of
the Right Honorable the Governor
General of India in Council,
it is further notified that

that the tracts marginally noted, now sub-

In the Ganjam Agency
Zemindaries..

ject to the jurisdiction of the Agent to the Governor at Ganjam, will, from the

- | | |
|--------------|-----------------|
| Pauloor | Mindasa |
| Koomanah | Soorungli.. |
| Beeridee | Jaradah |
| Khullicottah | Jaluntra |
| Protapagery | Boddarasinghy |
| Mohery | Pharacotah |
| Vizayanagur | Badagoodah |
| Kautighur. | Sareghur. |
| Brammorchae | Turrah. |
| Chegates | Purrah Khimedy. |

July 1863, be sub-ject to that of the Civil and Sessional Court at Chicacole;

and that those mar-

- Aumany Estates.
Dokah
Dornary
Coorlaw

ginally noted, now subject to the Agent to the Governor in

In the Vizagapatam Agency.
Ancient Zemindaries
Vizayanagur (exclusive of Kasupoor).
Bobelly.

Vizagapatam, will, on be transferred to the jurisdiction of the Civil and Session Court at Vizagapatam..

Under Aumany.
Palcondah.

It is hereby further

notified that, on Monday 1 July, 1863 a Court of Small Causes under Act XIII of 1860 will be established

at

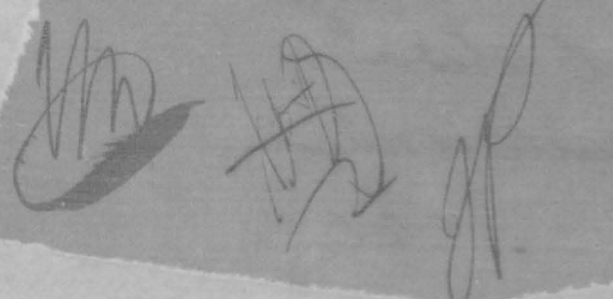
at Masulipatam, having a local jurisdiction coterminous with that which will, by the terms of this proclamation, be possessed by the Civil Court of Guntoor. -

J. M. M.
Acting Registrar.

Notification by His Excellency the Governor of
Fort Saint George in Council.

It is hereby notified that on the
1st day of July 1863 the Civil and Session
Court now established at Masulipatam
will be abolished, and that on that date
the talooks in the Mistna Collectorate,
now subject to the Civil and Session Court
of Masulipatam, will be subjected to the
jurisdiction of the Civil and Session
Court of Guntur.

It is further notified that on the
1st day of July 1863 the Principal Shor
Amra's Court at Viragapatam will
be abolished, and that a Civil and Session
Court will on that day be established
at Viragapatam, and further that
with the sanction of the ^{Government of India} ~~President~~ the
President in Council the tracts
marginally



In a letter from
the Acts Register of
the High Court of Justice
(under Madras Act 28
238 May 1863. No 56.)

Dec 27/1863
No 1089

marginally noted, now subject to the jurisdiction of the Agent to the Governor at Ganjam, will, from the 1st day of July 1863, be subject to that of the Civil and Session Court at Chicacole; and that those marginally noted, now subject to the Agent to the Governor in Viragapatam, will on the same day be transferred to the jurisdiction of the Civil and Session Court at Viragapatam.

It is hereby further notified that, on the 1st day of July 1863 a Court of Small Causes under Act ~~XIV~~ of 1860 will be established at Masulipatam, the local jurisdiction of which will be declared hereafter.

The Judge of the said Court of Small Causes will be invested with the powers of a Principal Sub-
Amern and of a Magistrate under
Act

In the Ganjam Agency.
Zemindaries.

Pauloor	Mundassa.
Roomandah.	Soorungli.
Beeridee	Jaradah.
Khullicottah	Jalantad.
Pratapagery	Boodarsinghy
Mohery.	Dharasotah.
Vizayanagur.	Badagodah.
Auntighur.	Sareghur.
Bramnorehee.	Turlah.
Chegatees.	Purlah Khimedy

Aumany Estates.

Ashah.

Pornary.

Coorlaw.

In the Viragapatam Agency.

Ancient Zemindaries

Narayanagur (exclus. of ~~the~~ ~~part~~)

Bobilly.

Under Aumany.

Palecondah.

Act ~~XIV~~ of 1861.

By Order

L. J. Cusworth
Chief Secretary.

Some copy

Judicial Department

Proceedings of the Madras Government.

Read the following letter from the Acting
Registrar of the High Court of Judicature
(Recd letter 23^d May 1863. No. 56)

Order thereon 9th June 1863. No. 900.

27th May 1863

Since the Notification furnished with the foregoing letter was prepared, the receipt of this Encl. to the Viceroy and Governor General to the Madras Act No. IV of 1863 for investing certain Courts in this Presidency with the jurisdiction exercised by Courts of small Causes established under Act No. III of 1860 ^{has been removed} and the Act in question will come into operation on the 1st

W
H
J

Proximo

Inserted
9th June 1863

Proxims.

2. Under this Act, all the District Munsiffs in the Guntur Zillah will be invested with Small Cause Court jurisdiction in suits cognizable by Courts of Small Cause up to Rs 50, and it will be competent to the Government to invest the one judge of Guntur with the special jurisdiction provided for in the Act, which will enable him to exercise the powers of a Court of Small Causes in suits up to Rs 500, within such local limits as the Governor in Council may direct.

3. In these circumstances, it

it seems questionable whether the jurisdiction of the Small Cause Court which it is proposed to establish at Masulipatam, should be continuous with that of the Guntur Court. It would be preferable, the Governor in Council thinks, to confine the jurisdiction of the Masulipatam Judge & the Town

Magistrate immediately adjoining; limiting it, as near as can be, to a distance of 30 miles - and to give him an exclusive special jurisdiction within that town, of the said District. The latter part of the Notification will, therefore, be modified, so as to admit

admit of the local juris-
diction of the Court being
declared hereafter. The

Honorable the Judges
of the High Court will

be requested to give their
opinion on this point;

and the Collector will

be instructed to report

what Saluts should be

included in the jurisdiction

taking 30 miles, or as near

that distance as may be,

as the extreme limit of

the jurisdiction. The Judge

of the Small Cause

Court will be instructed

with the powers of a

Principal Bunder Ameen

and of a Magistrate

under the provisions of

Act

Act IV of 1861. The Collector
& Magistrate

will state what should

be the local limits of his

jurisdiction in those Capa-

cities.

The Ministerial Establish-

ments of the Civil and

Session Court of Vizagapatnam

and of the Small Cause

Court at Mamalapatnam

should be so arranged

as to provide for

as possible of the servants

now attached to those

Courts being retained in

situations corresponding to

those at present held by

them.

Copies of the Tabular

Statement submitted to

the Govt of India under

date the 9th Decr last,

and

And which has received the
sanction of the Honorable
the President in Council
will be forwarded to the
Magistrate in Gungam and
Kazipatans in order
that they may at once
carry into effect the
necessary revisions of their
Establishments.

And I beg to inform the
Honorable the President in Council
that the same have been

Registered as above
recorded, with reference
to the course taken by
Govt in requesting the
High Court to issue the
necessary orders for
giving effect to the

several measures sanc-
tioned by the Govt of
India in their Proceedings
of the 16 March last
and

And I submit a Notification
of the same for publication.
The Governor in Council
observes that this course
is strictly in accordance
with the practice hitherto
observed, without any
objection on the part of
the Judges of the late
Sudder Court. In future,
however, such notification
will be

Govt Office in Communication
with the Govt Law Officers
application being made
to the High Court for
such information as
may be requisite -

To
The Honble the Judges of the
High Court
The Collector & Magistrate of the
Kistna District
Agents to the Govt of Fort St.
Lansam &

ly R

with the Tabular
of the 2nd reference

dupd-11

Small History of
Ohio 1816 of 1864

19-12-92

20-3-101

6/5/13

2-4-17

6-3-22

5/3/28

2-4-17

84-203

Judicial 1863 Sept

1890.

Proceedings of the
Massachusetts

Printed 2nd June 1863.

1897.

1903.

1908.

1910/04

Subscribing and Notifying
regarding the transfer of
Seminaries of the Eastern
District to the jurisdiction
of the Academy South.

1870-76

7/2/72

189-90

22-4-62

256 6/6/60-60

12/1/6

3/9/1861

1861

58/98