

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	922	Press
		~~Mis~~
117-118		
Dated	13. 6. 1863	19.

5/5

Not to be folded or roughly handled

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

No. 117. Read the following Proceedings of Government in the Military Department, dated 3rd June 1863, No. 1,827.

Communicating certain letters on the subject of the accommodation and furniture provided for the office and establishment of Major Young, Military Joint Magistrate at Wellington. (Vide Proceedings Military Department, dated 3rd June 1863, Nos. 75—78.)

No. 118. ORDER THEREON, 13th June 1863, No. 922.

Copy forwarded to the Magistrate of Coimbatore for communication to Major Young.

(Signed) J. D. SIM,
Secretary to Government.

MILITARY DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers:—

Proceedings of the Madras Government, Judicial Department.

Read the following letter from P. Grant, Esq., Magistrate of Coimbatore, 7th March 1863, No. 16; to the Chief Secretary to Government, Fort Saint George.

1. I have the honor to forward copy of letter from Major F. Young, Military Joint Magistrate of Wellington, dated 25th ultimo, No. 25, requesting that he be vested with Magisterial powers under Act IV of 1847, and also appointed a Justice of the Peace.

2. I believe that in his present appointment as Cantonment Joint Magistrate, Major Young is to have jurisdiction under Regulation VII of 1832, and I have already reported to Government in my letter of the 25th February 1863, No. 13, that his jurisdiction may be restricted to the Military limits, and that arrangements for the trial of parties in Coonoor and other places, committing offences beyond the jurisdiction of a 2nd Class Sub-Magistrate, can be made in connection with the Joint Magistrate at Ootacamund. Under these circumstances, I do not think it necessary that Major Young should be vested with Magisterial powers under Act IV of 1847. I would, however, recommend that he be appointed a Justice of the Peace, and a Commission issued to him from the Crown Office, to enable him to dispose of cases brought against Europeans within the Cantonment.

3. Adverting to Major Young's 4th paragraph, I am not aware of any civil public building at Wellington available for his Office. I presume that as a Military Cantonment Joint Magistrate, he should be provided with accommodation and furniture by the Military Department.

From Major F. Young, Joint Magistrate of Wellington, 25th February 1863, No. 25; to P. Grant, Esq., Magistrate of Coimbatore.

I have the honor to report that I arrived here on the 21st instant, and that I was sworn in on the 23rd instant, as Military Joint Magistrate of Wellington, in conformity with G. O. G. Nos. 24 and 25 of 1863.

2. With reference to the Proceedings of the Madras Government, No. 172 of the 17th January 1863, paragraph 3, may I beg that you will kindly take steps to my being vested with Magisterial power under Act IV of 1847, and also appointed a Justice of the Peace.

3. I have the honor further to bring to your notice, that the Magistrate's Office at Wellington has hitherto been held in the Commissariat Office, owing to that functionary being vested with Magisterial powers. Now, however, there is no public building at Wellington available, as will be seen from the enclosed copy of a letter from the Officer Commanding the Station.

4. I find too that there is only furniture, as per margin, belonging to the Magistrate's Office. I have consequently to solicit your assistance towards procuring me the required supply of furniture and an Office in an eligible position for the performance of the double duties of Military Joint Magistrate and Justice of the Peace.

- 1. *Wooden Chest, large, with key.*
- 1. *Do. do. small do.*
- 1. *Writing table.*
- 2. *Chairs.*

5. In the absence of Captain Hawkes, I am at present carrying on the duties of Military Joint Magistrate in the Commissariat Office.

ORDER THEREON, 13th March 1863, No. 393.

Under Act IV, 1847, the Governor in Council appoints Major F. Young, Madras Staff Corps, to be a Joint Magistrate in the District of Coimbatore, and to have jurisdiction within the limits of the Cantonment of Wellington.

2. Application will be made to the High Court for the issue of a Commission of the Peace on his behalf. On being apprized of its having been issued, Major Young will qualify before the Subordinate Court of Ootacamund.

3. Orders will be passed in the Military Department, in reference to accommodation and furniture, for Major Young's Office and Establishment.

(True Extract)

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

Referred to the Commissary General for report as to whether the rooms in which the Commissariat Officer at Wellington conducted his Police duties, cannot be made available for the Military Joint Magistrate.

18th March 1863.

Referred to the Commander-in-Chief (Quarter Master General's Department) for report, whether any public buildings under His Excellency's orders can be made available for the purpose in question.

28th March 1863.

From the Commissary General, Madras, 20th March 1863, No. 101; to the Secretary to Government, Military Department, Fort Saint George.

I have the honor to acknowledge the receipt of Memorandum, 18th March 1863, and Order of Government, 13th March 1863, No. 393.

2. I beg to state that the Commissariat Office at Wellington only consists of two small rooms, one occupied by the Officer, and the other by his Writers, while the duties of Police and Commissariat were performed by the same Officer, one room answered for both purposes, now separate Officers are employed; that is impracticable, and I am of opinion that no room can be made available in the Commissariat Office for the Joint Magistrate.

From the Quarter Master General, Fort Saint George, 28th May 1863, No. 4357; to the Secretary to Government, Military Department.

Adverting to the Order of Government, No. 393, of the 13th March 1863, Judicial Department, referred to the Commander-in-Chief on the 28th idem, I have the honor, by order of His Excellency to report that, as a temporary measure, suitable accommodation has been provided at Wellington for the Office of the Military Joint Magistrate.

2. The Officer Commanding Southern Division states that the Office of the Executive Engineer will be shortly removed to Ootacamund, when he proposes that the Office now used by the Executive Engineer, be made available for the Joint Magistrate.

3. In the reference to this Office, the subject of furniture for the Joint Magistrate is not mentioned. That Officer has omitted to state what furniture he requires, and until he has done so, I cannot ascertain how far his wants can be met by the Barrack Department on the spot.

ORDER, No. 1827, 3rd June 1863.

Ordered that the foregoing letters from the Commissary General and Quarter Master General be communicated to the Judicial Department, with reference to the Order in that Department, dated 13th March 1863, No. 393.

(True Extract.)

To the Judicial Department. *W. H. C. P. G. G.*
„ Commissary General.
„ Quarter Master General.
„ Adjutant General, ... } for information.
„ Controller of Military Finance, ... }

Rd. T. Stubbs.

Order. 13 June 1863 No. 922.

1. Copy forwarded to
the Magistrate of Coimbatore
for communication to Major
Young?

W. H. C. P. G. G.

To Magte of Coimbatore dtd 13

17. 4-163 0 487
Pr. 13 March 183 - 62 1/2 64
27 Jan 13 - 174-175

Out of sequence.

Judl. Proc. June
1863 Dep'to

Proc. of Court in the
Mily. Dept. No. 1827.

By 3^d
By 6th June 1863.

10 Sp. Copies

No. 1216

Communicating
certain letters on the
subject ~~on the subject~~
of the accommodation
& furniture provided for
the Office & Cost of Major
Young, Mily. Jont Magis-
trate at Wellington.

With an Order

117 & 118