M.R.O. 1—23,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1 2 1 —4 Press / Mis.

111-112

Dated 1-7-[illegible] 19-1864

4/5

Not to be folded or roughly handled

No. 111. Read the following Extract from the Proceedings of the Government of India, in the Financial Department, Simla, under date the 20th July 1864, No. 1375.

Read again the undermentioned Documents:—

Financial Resolution, No. 1214, dated 6th July 1864, reviewing the existing arrangements for bringing to account the assets of the Police Superannuation Fund.

Financial Office Memorandum, No. 897, dated 18th June 1864, requesting an expression of the opinion of the Home Department as to whether any of the assets, which have been appropriated by the several Local Governments and Administrations to the Police Superannuation Fund, should be resumed, as being properly items of Imperial Revenue.

Read the reply from the Home Department, No. 1262, dated 4th July 1864, stating that the Local Governments have no claim to the following assets, and cannot appropriate them to the Police Superannuation Fund; the words in Section 11 of the Police Act—"from any other source," being read in a sense restricted by the general objects of the Act, and being held to apply only to any other source connected with, or arising out of, the Police Establishment.

I. Sale proceeds of unclaimed property placed at the disposal of Government by Section 27, Act V of 1861.

II. Ditto of moveable property of absconded offenders.

III. Ditto of goods charged to be stolen, or unlawfully obtained, and of which the owner is unknown.

RESOLUTION.—Conformably with the views above expressed, the Governor General in Council requests that the several Local Governments and Administrations will, in future, refrain from appropriating to the Police Superannuation Fund the assets above described which are items of Imperial Revenue.

ORDER.—Ordered that a copy of the foregoing Resolution be sent to all the Local Governments and Administrations, to the Accountant General to the Government of India, and to the several Deputy Auditors and Accountants General for information and guidance, with a request to the latter Officers that the amounts already credited to the Police Superannuation Fund, on account of the above assets, may be written back and adjusted as items of Imperial Revenue.

(A true Extract.)

(Signed) E. H. LUSHINGTON,
Secy. to the Govt. of India.

(A true Copy.)

(Signed) R. H. HOLLINGBERY,
Asst. Secy. to the Govt. of India.

No. 112. ORDER THEREON, 17th August 1864, No. 1241.

The Governor in Council observes that Act V of 1861 is not in force in the Madras Presidency, and the Madras Police Act XXIV of 1859 contains no provision similar to that in Section 27 of Act V of 1861. The law providing for the disposal of unclaimed property, in force in this Presidency, is Regulation III of 1802, Section 16, Clause 7, and under its provisions the Government have invariably directed, on the non-appearance of heirs or other claimants, that the net proceeds

Proceedings of the Madras Government, Judicial Department,
17th August 1864.

should be carried to the credit of the Public Account. No authority has ever been granted for appropriating to the Mofussil Police Superannuation Fund the sale proceeds of unclaimed property, or the assets falling to the Government under the operation of Sections 132 and 184 of the Code of Criminal Procedure.

(True Extract.)

J. D. SIM,
Secretary to Government.

To the Inspector General of Police.
„ Magistrate of
„ Accountant General.

Exd. J. Tulloch.

Judicial Department. Pp 17th Aug 64 No 7

PROCEEDINGS of the MADRAS GOVERNMENT.

Read Proc: of the Govt of India Judl Dept Dated 20 July 64 No 1378

Order- 17th August 1864. No 1241.

The Governor in Council observes that Act I of 1861 has not been extended in force to the Madras Presidency. The Law providing for the disposal of unclaimed property in force in this Presidency, is Regulation III of 02 § XVI - Cl. 7, & under its provisions the Govt. have invariably directed, on the non-appearance of heirs or other claimants, that the net proceeds should

and the Madras Police Act XXIV of 1859 contains no provision similar to that in Sect 27 of Act V of 1861 -

should be carried to the credit of the Public Account. No authority has ever been granted for appropriating to the Mofussil Police Superannuation Fund the sale proceeds of unclaimed property or the assets falling to the Govt. under the operation of §§132 & 184 of the Code of Criminal Procedure

The Inspector Genl. of Police.
Magistrate of Dett. Genl.

Police Superannuation Fund.

Madras 18th Sept. 1865.

No. 1241

PROCEEDINGS of GOVERNMENT.

Dated 17 August 1865.

Read the following letter from the Secretary to the Government of India, Financial Department, No. 1375, dated 20th ultimo.

Sir,

With reference to Your Proceedings of the Govt. of India in the Financial Dept. under date the 20th ultimo. No. 1375, I am directed to state that Act V of '61 is not in force in the Madras Presidency, & that the Madras Police Act XXIV-59 contains no provision similar to that in Section XXVII - Act V of '61. The law providing for the disposal of unclaimed property in force in this Presidency, is Reg. III - '02 § XVI Cl. 7, & under its provisions the Govt. have invariably directed on the non-appearance of heirs or other claimants, that the nett proceeds should be carried to the credit of the Public Acct. No authority has ever been granted for appropriating to the Mofussil Police Superannuation Fund the sale proceeds of unclaimed property, or

Dest. to Simla.
Dispt. to Calcutta. 20/8

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Judicial Department.
No. 1242.

To

The Secretary to the Government of India.

Financial Department.

Sir,

With reference to Your Proceedings of the Govt. of India in the Financial Dept. under date the 20th ultimo. No. 1375, I am directed to state that Act V of '61 is not in force in the Madras Presidency, & that the Madras Police Act XXIV-59 contains no provision similar to that in Section XXVII - Act V of '61. The law providing for the disposal of unclaimed property in force in this Presidency, is Reg. III - '02 § XVI Cl. 7, & under its provisions the Govt. have invariably directed on the non-appearance of heirs or other claimants, that the nett proceeds should be carried to the credit of the Public Acct. No authority has ever been granted for appropriating to the Mofussil Police Superannuation Fund the sale proceeds of unclaimed property, or the assets falling to the Govt. under the operations of §§ 132 & 184 of the Code of Criminal Procedure.

Fort St. George
17th August 1865

Judicial 1864 2d part

No 1242

To the Secy: to the Govt
of India

Date 17 August 1864