M.R.O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. J 513 Press ~~Mis.~~

138-139 Dated 19-10-~~19~~1864

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Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
19th October 1864.

No. 138. Read the following letter from the Auditors of the Accounts of the Administrator General; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Madras, 14th October 1864.

We have the honor to lay a report before the Governor in Council as called for in paragraph 3 of the Order of Government, No. 1445, of 3rd October 1864, on the Report of the Auditors of the Accounts of the Administrator General for the half-year ending 30th June last, regarding the Law charges incurred on the seven Estates as particularized in paragraph 7 of said Report, amounting to the sum of Rupees 2109-8-9.

2. We have called on the late Officiating Administrator General for a Statement in full, showing how the costs were incurred, and also as to what benefit accrued to the Estates charged with such. We enclose such Statement herewith for the satisfaction of His Excellency the Governor in Council, and trust the same will meet his approval.

(Signed) W. F. G. IRVINE,
(„) J. MACKEY,
Auditors.

Number.	Estate.	Costs. Under whose instructions incurred.	Date incurred.	Amount. Rs.	A.	P.	When paid by Administrator General.	Recovered back by Administrator General. Rs.	A.	P.	Date of such recovery.	For what purpose incurred.
1	Quarter Master W. Clarke...	Mr. Miller... ...	1862. March 3rd.	200	14	0	1864. Jany. 28th.	.....	...	...	.....	For applying for letters of Administration, with Will annexed. The Will being informal, and a Commission to swear the attesting witnesses to the Will at Rangoon being required, it was found necessary in this case to employ the services of a Proctor.
2	Mr. P. Pharoah.....	Mr Stokes... ...	1863. July 1st.	150	7	0	1864. Feby. 16th.	150	7	0	1864. March 16th.	To sue Mr. Williamson to recover Rupees 661-10-4, proceeds of Account sale allowed by Mr. Teed to be over-due. This sum, *with costs*, was subsequently recovered from Mr. Teed's Estate under the orders of Government, and credited to Pharoah's Estate.
3	St. L. M. Grenfell, Esq.....:..	Mr. Teed.....	.....	266	13	8	1864. March 22nd.	.....	...	...	.....	For suing the Albert Medical and Family Endowment Life Assurance Company for recovery of Rupees 10,000, the amount of a Policy on the deceased's life which the Company declined to pay, on the ground of the invalidity of the Policy. The suit was ultimately compromised by the payment of Rupees 10,000 to the Administrator General, each party paying his own costs. Such compromise was strongly recommended by the Administrator General's Solicitors, Messrs. Ritchie and Shaw.
4	Mr. T. Brass..... ...	Mr. Stokes.....	1863. July 31st.	797	5	0	1864. April 13th.	.....	...	...	.....	For suing Suncoo Chinna Teagaroy Chetty, for recovery of Rupees 50,000 in fulfilment of his agreement with the late Mr. Brass, which agreement Teagaroy declined to fulfil, on the ground that Brass violated his part of such agreement. Suit was ultimately compromised by payment of Rupees 6000 in full, each party paying his own costs; and in the opinion of the Administrator General's Solicitors such compromise was highly beneficial to the Estate.
5	Do.	Do.	1864. Jany. 22nd.	17	8	0	1864. May 3rd.	.....	...	...	.....	For preliminary steps before suing Vencatasem Chetty for recovery of Rupees 1271-2-5 with interest paid by the Estate of T. Brass, in discharge of D. Vencatasem's Promissory Note in favour of Oakes & Co., and payment whereof had been guaranteed by Brass. Suit not proceeded with, the garden at Guindy pledged for this debt having been taken charge of by Administrator General, and sold for the benefit of Brass's Estate.
6	P. Valoyda Moodelly.....	Do.	1863. Octr. 20th.	77	12	0	1864. April 13th.	.....	...	...	.....	For defending a suit instituted by the next friend of deceased's son against Administrator General and another, for the appointment of guardian. In this suit the Court decreed that the costs of the suitors should be paid out of the funds of the Estate.
7	R. J. Sullivan, Esq.....	Do.	1863. Octr. 20th.	98	13	1	1864. April 29th.	98	13	1	1864. April 12th.	For suing Colonel G. W. Russell in the Civil Court at Ootacamund for recovery of Rupees 578-13-7, being the amount due by him to this Estate. The debt and costs, amounting to Rupees 677-10-8, were recovered on the 12th April 1864, and such costs are duly credited to the Estate.

Number.	Estate.	Costs. Under whose instructions incurred.	Date incurred.	Amount.	When paid by Administrator General.	Recovered back by Administrator General.	Date of such recovery.	For what purpose incurred.
			1864.	Rs. A. P.	1864.	Rs. A. P.	1864.	
8	N. Bashacarloo Naick.....	Mr. Stokes.....	June 30th.	500 0 0	Aug. 10th.	500 0 0	Aug. 10th.	This was an advance for suing Laul Chund, Administrator of Jay Gopaul Doss, for recovery of a godown withheld by him, and arrears of rent due on account of such godown. The suit was decided in favor of the Administrator General. Godown recovered as well as the rent, less quit-rent, amounting to Rupees 793-3-0. Costs of Administrator General to be paid by defendant, Laul Chund. The costs were paid accordingly, and have been credited to the Estate.
				2,109 8 9		749 4 1		
	Less received.....	.....	.....	749 4 1				
				1,360 4 8				

Benefits derived by the above Suits.

		Rs. A. P.	Rs. A. P.
2. Mr. P. Pharoah.....		... ...	661 10 4
3. St. L. M. Grenfell, Esq.,.....		... ...	10,000 0 0
4. Mr. T. Brass.....		... ...	6073 15 7
7. R. J. Sullivan, Esq.....		... ...	578 13 7
8. N. Bashacarloo	Rent, &c.....	793 3 0	
	Received of Godown	2,094 3 7	
	Rent.....	15 0 0	
			2,802 6 7
		Total...	20,116 14 1

(Signed) W. STOKES,
Offg. Administrator General.
(„) W. F. G. IRVINE,
(„) J. MACKEY,
Auditors.

No. 139. ORDER THEREON, 19th October 1864, No. 1513.

The Governor in Council considers the explanatory Statement, submitted with the foregoing letter, regarding the Law charges adverted to in the Proceedings of Government under date the 3rd instant, to be satisfactory.

(True Extract.)

Chief Secretary.

To the Auditors of the Accounts of the Administrator General.
„ Administrator General.

Ed. J. Tulloch.

No. 1513 — 19 October 1862.

The Governor in Council considers the explanatory statement submitted with the foregoing letter, regarding the law charges adverted to in the Proceedings of Government under date the 3rd Instant, to be satisfactory.

To the Auditor of the Accounts 3
of the Administrator General } Desps 28 Dec
Administrator Genl ——— 3