

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	182	Press
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Dated	12. 2. 19	1864

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Not to be folded or roughly handled

To

THE HONORABLE SIR C. H. SCOTLAND, KNIGHT,
Chief Justice of the High Court of Judicature at Madras.

HONORABLE SIR,

I am directed by His Excellency the Governor in Council to address you regarding the annual adjournment of the High Court and the Courts in the Provinces.

2. Last year the High Court adjourned on the 15th August, whereas most of the Courts in the Provinces had adjourned some months earlier, and were open for business while the High Court was closed. This arrangement, it appears to His Excellency in Council, must be a very inconvenient one, and must seriously impede the administration of justice in the lower Courts, especially in those cases in which trials have to be referred to the High Court, and in Appeals against the sentences of Criminal Courts. Moreover, the time selected for the High Court adjournment was an inconvenient time for Natives having business before the Court, and for the Native Ministerial Officers. In this part of India, the month of May, both on account of the great heat, and owing to its being the month in which Native marriages are usually celebrated, has always been

* It has been ascertained, on reference to the Gazette, that in the years 1860 and 1861, the adjournment of the Mofussil Courts in every case commenced between the 2nd April and the 15th May.

considered the most convenient month for the closing of the Courts. May,* as you are aware, was one of the two months during which the late Sudder Court annually adjourned. The

Governor in Council thinks it very desirable that the former arrangement in this respect should be reverted to, and also that the closing of the Courts throughout the country should be simultaneous. I am directed to request that the subject may receive your early consideration and that of your colleagues, and that you will be good enough to state, for the information of His Excellency in Council, what arrangement you propose making.

3. I am to add that the Governor in Council has now before him an application from the Honorable Mr. Frere for three months' privilege leave from the 12th April next. Mr. Frere states that he has not had privilege leave since 1854; and should it appear from the report of the Civil Paymaster that Mr. Frere is eligible for privilege leave, the Government will be disposed to grant it, provided that the annual adjournment shall be included in the period of such leave; and that Mr. Frere's absence for one month in addition to the adjournment will not cause any serious inconvenience in the despatch of business in the High Court; on which latter point, the Governor in Council would wish to be favored with your opinion.

FORT SAINT GEORGE,
 12th February 1864.

I have the honor to be,
 Honorable Sir,
 Your most obedient Servant,

Chief Secretary.

Ed. J. Tulloch,

Statement shewing the dates on which the
Several Zillah Courts were adjourned

Zillahs	In 1860	In 1861	In 1863
Bellary	20 th April	20 th April	
Calicut	16 th - do -	15 th - do -	
Chicacole	2 nd - do -	20 th - do -	
Chingleput	10 th May	15 th - do -	
Chittoor	24 April	1 st May	
Coimbatore	2 nd - do -	12 th April	
Cuddalore	1 st May	1 st May	
Cuddapah	11 th - do -	15 th April	
Dumra	1 st - do -	6 th May	
Madras	17 th - do -	15 th - do -	
Mangalore	12 th April	15 th April	
Malapattam	16 th May	15 th May	
Melgherry (Ostacumund)	15 - do -	15 th - do -	
Megapattam	not given	18 th April	
Mellore	1 May	8 th May	
Mundial	23 rd April	22 nd April	
Nagahmundry	5 th May	1 st May	
Salem	16 th April	1 st May	
Tanjore (Combaconum)	not given	15 th April	
Tellicherry	16 th April	20 - do -	
Tinnevely	5 th May	1 st May	
Trichinopoly	16 th April	18 April	
Vijayapattam	2 nd - do -	20 th - do -	

Not notified in the Gazette

Let this be
the letter to the
Chief Justice
of the High Court
at Madras.
Let your name
be put in the
margin of the letter
from the Governor.

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No. 182. Judicial Department
The Honorable Sir C. M. Scottland, Knight
Chief Justice of the High Court
of Judicature at Madras.

Worthy Sir,

I am directed by His
Excellency the Governor, in
Council to address you
regarding the annual adjourn-
ment of the High Court & the
Courts in the Provinces.

2. Last year the Court
adjourned on the 15th instant,
whereas most of the Courts
in the Provinces had adjourned
some months earlier, and
were open for business
while the High Court was
closed. This arrangement,
it appears to His Excellency
in Council, must be a
very inconvenient one, and
must seriously impede the
administration of justice
in the lower Courts, especially

in those cases in which trials
have to be referred to the
High Court, and in appeals
against the sentences of
Criminal Courts. Moreover,
the time selected for the
High Court adjournment
was an inconvenient time
for Natives having business
before the Court and for
the Native ministerial
Officers. In this part of
India, the month of May,
both on account of the great
heat and owing to its being
the month in which Native
marriages are usually
celebrated, has always been
considered the most convenient
month for the closing of the
Courts. May, as you are
aware, was one of the two
months during which the
Late Sudder Court annually
adjourned. The Governor
in

in Council thinks it very
desirable that the former
arrangement should be
reverted to, and that the
closing of the Courts throughout
the Country should be ~~simul-~~
-taneous. I am directed to
request that the subject may
receive ^{your} early consideration
and trust of your
Colleagues, and that you
will be good enough to state,
for the information of His
Excellency in Council what
arrangement you propose
making.

3. I am to add that the
Governor in Council has now
before him an application
from the Honorable Mr.
Freere for 3 months' privilege
leave from the 12th April
next. Mr. Freere states that
he has not had privilege
leave since 1854; and
should it appear from the

the report of the Civil Paymaster
that Mr. Free is eligible
for privilege leave, the
Government will be disposed
to grant it, provided that
the summer adjournment
shall be included in the
period of such leave, and
that Mr. Free's absence for
one month in addition to
the adjournment will not
cause any serious incon-
venience in the despatch
of business in the High
Court; on which latter
point, the Governor in
Council would wish to be
favored with your opinion.

Fort St. George }
12 February 1864 }

14th Dec 1863
A. M.
To the Civil Paymaster
of the High Court
at Fort St. George
P. O. No. 1000

Received of the
Civil Paymaster
the sum of Rs. 1000
on account of the
privilege leave of Mr. Free

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Judicial 1864. Dept.

N. 182

To the Chief Justice
of the High Court of
Judicature at Madras.

Dated 13th Feb 1864.

Regarding the Annual
Adjournment of the High
Court and the Courts in
the Provinces.

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