

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 287	Press ~~Mis.~~
34-37	
Dated 2 - 3 - 1918	6/7

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
2nd March 1864.*

Read the following papers :—

No. 34. Proceedings of Government in the Financial Department, dated 20th November 1863, No. 739.

Communicate letter from Government of India, containing observations on the Statements of Charges on account of Salaries, Establishments and Contingencies sanctioned by the Madras Government, within the amount of the Budget grants for 1862-63, during the month of April 1863.

(Vide Proceedings Financial Department, dated 20th November 1863, Nos. 47 & 48.)

No. 35.

No. 419.

MEMORANDUM.

The Chief Secretary has the honor to request that the Controller of Public Works Accounts will be so good as to furnish a Statement showing the entire emoluments drawn by the Officers in the Department of Public Works stationed at Paumben and Superintending the operations in the Channel.

FORT SAINT GEORGE,
2nd December 1863.

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

To the Controller of Public Works Accounts.

No. 36.

No. 2001.

OFFICIAL MEMORANDUM.

Salary Branch.

With reference to the Chief Secretary's Memorandum No. 419, dated 2nd instant, the undersigned has the honor to state that previous to the re-organization of the Public Works Department, a 2nd Assistant District Engineer held the appointment of Superintendent of

Salary.....	Rupees	200	0	0	operations on the emoluments noted in the
Military Allowances { If Captain	"	293	10	0	margin, and that subsequent to it the Go-
{ If Lieutenant	"	195	12	0	vernment in Proceedings 15th August 1863,
Travelling Allowances, four Rupees per day.					No. 2316, and 19th October 1863, No. 3025,

appointed an Officer on a salary of Rupees 100 with Military allowances Rupees 195-12-0, travelling allowance at Rupees 80 per mensem.

OFFICE OF THE CONTROLLER AND
AUDITOR OF PUBLIC WORKS ACCOUNTS,
MADRAS, 3rd December 1863.

(Signed) C. V. WILKIESON, Lieut. Col., R. E.,
Controller and Auditor of
Public Works Accounts.

To the Chief Secretary to Government, Fort Saint George.

No. 37. To the Secretary to the Government of India, Financial Department, dated Fort Saint George, 2nd March 1864, No. 287.

With reference to your letter of the 16th October last, No. 5190, communicating the orders of the Government of India, relative to the charges on account of salaries, establishments and contingencies, sanctioned by this Government within the amount of the Budget grants for 1862-63, during the month of April 1863, I am directed to furnish the information called for in paragraphs 2 and 3.

2. *Military Joint Magistrate at Paumben.*—The entire emoluments of this officer, in addition to his Military allowances as Captain or Lieutenant, are a salary of Rupees 100, and travelling allowance of Rupees 80 per mensem, and the duties assigned to him, the charge of the convict Jail, and the Magisterial charge of the Island and the point on the main land. Owing, however, to the paucity of Civil officers in the District, a large portion of the Magisterial work usually performed by a Head Assistant Magistrate fell upon Captain Hankin, the late Military Joint Magistrate, and the Government therefore on the recommendation of the Magistrate, and as a special case, sanctioned the grant to him of the allowance of Rupees 70 per mensem, which had been fixed as the remuneration for Military Joint Magistrates not receiving pay in the Civil Department. The allowance was to cease on the office of Head Assistant Magistrate of Madura being filled, or on the Military Joint Magistrate being relieved of his extra duties.

*Proceedings of the Madras Government, Judicial Department,
2nd March 1864.*

3. *Principal Sudder Ameen at Madura.*—This Court was sanctioned as a temporary measure to perform the Criminal work of the late Subordinate Court at Madura, which was abolished on the establishment of the Court of Small Causes. It was originally proposed that this work should be performed by the Civil and Sessions Judge, and it was afterwards on the recommendation of the late Sudder Court transferred in part to the Judge of the Court of Small Causes, by investing that officer with full Magisterial powers, but the amount of Civil work devolving on both Judges was found to make both these arrangements impracticable.

4. With reference to the statement called for in paragraph 4 of your letter, I am directed to point out that the Letters Patent vest the Local Government with the power of sanctioning the establishment of the High Court without reference to the Government of India. The correspondence noted in the margin will afford you full information as to the arrangements now sanctioned. Copies of the Collections which accompanied the Despatches to the Secretary of State are sent herewith for easy reference.

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

From	Secretary of State, No. 2 of 16th January 1863.
To	do. " 7 of 27th February "
From	do. " 10 of 30th April "
To	do. " 17 of 13th May "
"	do. " 19 of 26th " "
"	do. " 21 of 30th " "
From	do. " 19 of 31st July "
To	do. " 25 of 12th June "
From	do. " 20 of 8th August "
To	do. " 35 of 7th November "

Exd. T. O'Connor.

FINANCIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following letter from E. H. LUSHINGTON, Esq., Secretary to the Government of India, Financial Department; to the Secretary to the Government of Fort Saint George, dated Fort William, Council Chamber, the 16th October 1863, No. 5190.

With reference to the statements of charges on account of Salaries, Establishments, and Contingencies, sanctioned by the Government of Madras within the amount of the Budget Grants for 1862-63, during the month of April 1863, received with your letter, No. 457, dated 14th July 1863, I am directed to request that, with the permission of His Excellency the Governor in Council, you will be good enough to submit to the Government of India, in the proper Department, a special report of the arrangements shown in the statement for the Public Works Department.

2. I am also to state that before authority can be given for the charge of 70 Rupees, on account of the Military Joint Magistrate at Raumben, (item 1 of the Judicial Department statement) it is necessary that a statement be furnished to this Department of the entire emoluments of the Military Joint Magistrate.

3. Regarding item 3 of the same statement, it is requested that the necessity for the charge of Rupees 953, for the Principal Sudder Ameen's Court at Madura, may be more fully explained.

4. The arrangements connected with the High Court (item 4) should be separately submitted for orders.

5. Item 2 of the statement for the Judicial Department calls for no orders.

6. The Supplemental statement for November 1862, forwarded with your letter, does not require further notice, orders having already issued in reference to the charges therein reported, in my letter, No. 4502, dated 14th September 1863.

Ordered, that copies of the above be forwarded to the—
Deputy Auditor and Accountant General, Madras;
Civil Paymaster, Madras.

ORDER THEREON, 20th November 1863, No. 739.

Communicated to the Public Works and Judicial Departments, whence the report and information required respecting the items referred to, will be furnished direct to the Government of India.

(True Extract.)

(Signed) A. J. Arbuthnot
Chief Secretary.

To the Public Works Department.
" Judicial Department.

Exd. T. McMootry.

are a salary of Rupees 100 and travelling allowances of Rs. 80 per mensem, and the duties assigned to him the charge of the Convict Jail, and the Magisterial charge of the Island and the points on the mainland, -

Owing however to the paucity of Civil Officers in the District, a large portion of the Magisterial work usually performed by a Head Assistant Magistrate had fallen upon Captain Mackenzie, the ^{late} ~~present~~ Military Joint Magistrate, and the Government therefore on the recommendation of the Magt^r, and as a special case, sanctioned the grant to him of the allowance of Rs. 70 mensem, which had been assigned as the remuneration for Military Joint Magistrates not receiving pay in the Civil Dept^t. The allowance ^{was} to cease on the

the Office of Head Asst. Magt^r of Madras being filled, or on the Military Joint Magt^r being relieved of his entire duties -

3. Principal Sudder Ameen at Madras. - This Court was sanctioned as a temporary measure to perform the Criminal work of the late Subordinate Court at Madras which was abolished on the establishment of the Court of Small Causes. It was originally proposed that this work should be performed by the Civil and Sessions Judges, and it was afterwards on the recommendation of the late Sudder Court transferred in part to the Judge of the Court of Small Causes, by the ~~appointment~~ ^{appointment} of that Officer with full Magisterial powers, but the amount of Civil work devolving on both these Judges was found to make both these arrangements impracticable.

It is hoped that the operation of Madras Act IV of 1853, which has enlarged the final jurisdiction of the District Munsiff, will eventually permit of this work being again assigned to the Judge of the Court of Small Causes, where the Court of the Principal Sub-Judges will be abolished.

With reference to the Statement called for in para 4 of your letter, I am directed to point out that the latter part vests the local Government with the power of sanctioning the establishment of the High Court without reference to the Government of India. The correspondence noted in the margin will afford you full information as to the arrangements now sanctioned. Copies of the Collections which accompanied the Despatches

From Secy of State No 2 of 16th Jan'y 1863.
 To — do — " 7 of 27th Feb'y —
 From — do — " 10 — 30th April —
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 " — do — " 19 — 26th —
 " — do — " 21 — 30 —
 From — do — " 19 — 21 July —
 To — do — " 25 — 12 June —
 From — do — " 20 — 8th Aug —
 To — do — " 35 — 7th Nov —

From India Office No 419
 " 24 Feb'y 1863 — 100 — 100
 " 28 Feb'y — 105 — 105
 " 4 Mar'y — 110 — 110
 " 22 Mar'y — 115 — 115
 " 28 Mar'y — 120 — 120

Art. St. George
 2^d March 1864

to the Secretary of State are sent
 herewith for easy reference.
 624

624

List of 18 March.

21.2.20

4e37

23rd Feb.
Judicial with deposit

14.2.20

to the day 14th 1867
C. 1867

1867-1868

1867-1868

Refused to 16th Aug 1864
1867
Submitting explanation in
regard to the entire return
when assigned to the point.
Inquest into the point.
and for the temporary
revelation of the point.
Chambers' Court at Prosser.

List