

## MADRAS RECORD OFFICE.

Government of Madras.

*Judicial* DEPARTMENT.

|          |               |                 |
|----------|---------------|-----------------|
| G.O. No. | 36            | Press           |
|          |               | <del>Mis.</del> |
|          | 52-53         |                 |
| Dated    | 11 — 1 — 1918 | 1864            |

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,  
11th January 1864.*

No. 52. Read the following letter from D. F. CARMICHAEL, Esq., Magistrate and Agent to the Governor, Vizagapatam; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Camp Bimlipatam, 14th December 1863, No. 666.

I have the honor to request that the Government will be pleased, under Section 23 of the Code of Criminal Procedure, to invest the following persons with the powers of a Subordinate Magistrate of the First Class, viz.,

|                                                                       |     |                                       |
|-----------------------------------------------------------------------|-----|---------------------------------------|
| Second Class Sub-Magistrate of Yellamanchili..... Pandrangi Narsanna. |     |                                       |
| Do.                                                                   | do. | of Bobbili... .. Maddiralla Jogaya.   |
| Do.                                                                   | do. | of Salur. ... .. M. Yabaya Ali Khan.  |
| Do.                                                                   | do. | of Bimlipatam.... .. Mr. J. DePrazer. |

The first two have been long in the Public Service, and have besides both passed the Sub-Magistrates' examination; the third was lately Mufti Sudder Ameen of Chicacole, which post has been abolished; and the fourth, an intelligent East Indian of approved character, has filled his present situation for some years.

2. No Sub-Magistrate of the Second Class can try a case, however trifling, of theft in a dwelling, of house-breaking, of theft committed by a servant, and the like. The Police complain greatly of the extra trouble they are thus put to in escorting accused persons to a superior Magistrate, and the grievance is still more acutely felt by prosecutors and witnesses. It seems highly desirable, therefore, whenever fit persons are available, to raise Sub-Magistrates from the Second to the First Class, in each District.

3. Under the Section above quoted, the Government has the further power of investing any person with the powers of any class of the Magistracy, with a view to the exercise by such person of such powers *under any special or local law*. In passing through the District, I have been struck with the filthy neglected state of many towns at a distance from the head quarters of the Sub-Magistrate of the Taluq; and it appears to me that the evil might be remedied in some places by investing suitable persons with the powers of a Magistrate under Section 48 of Act No. XXIV of 1859 (the Madras Police Act). I would suggest a beginning being made in this District, with the two rising Sea Ports of Pentakota and Pudimadaka, where we have Assistant Superintendents of Sea Customs, on very fair salaries. These ports are a good deal resorted to by shipping, and nothing can be fouler or more calculated to breed the plague than the state of the town in either case, its streets, tanks and reservoirs. There is a Nayadu or Pottail of course; but these places have out-grown the village system, and the headmen have no influence whatever.

4. I would therefore suggest that Mantripragada Achuta Ramaya, Assistant Superintendent of Sea Customs, Pentakota; and Melupate Narayana Swami, Assistant Superintendent of Sea Customs, Pudimadaka, be invested with the powers of a Subordinate Magistrate of the Second Class, with a view to their exercising such powers under Section 48 of Act XXIV of 1859 within those Sea Ports, respectively.

The arrangement would not be attended with any additional expense.

No. 53. ORDER THEREON, 11th January 1864, No. 36.

The Sub-Magistrates named in the margin, in the District of Vizagapatam, are invested with the powers of a Subordinate Magistrate of the First Class, as described in Section 22 of the Code of Criminal Procedure.

|                                         |  |
|-----------------------------------------|--|
| 1. Pandrangi Narsanna at Yellamanchili. |  |
| 2. Maddiralla Jogaya at Bobbili.        |  |
| 3. M. Yabaya Ali Khan at Salur.         |  |
| 4. Mr. J. DePrazer at Bimlipatam.       |  |

2. The Officers in the Vizagapatam District, who are named in the margin, are invested, under Section 23 of the Code of Criminal Procedure, with the powers of a Subordinate Magistrate of the Second Class, with a view to the exercise of such powers under Sections 48 and 50 of Act XXIV of 1859, within the Sea Ports of Pentakota and Pudimadaka respectively.

|                                                                                     |  |
|-------------------------------------------------------------------------------------|--|
| 1. Mantripragada Achuta Ramaya, Assistant Superintendent of Sea Customs, Pentakota. |  |
| 2. Melupate Narayana Swami, do. do. Pudimadaka.                                     |  |

Proceedings of the Madras Government, Judicial Department,  
11th January 1864.

3. The Magistrate will issue such instructions as may be requisite to the Superintendents of Sea Customs referred to in the preceding paragraph.

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

Ed. J. Tulloch.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

ad letter from the Magistrate  
of Vizagapatam — Inter 14<sup>th</sup> Dec. '63 N<sup>o</sup> 666.

Order — 11 January 1864 N<sup>o</sup> 36

ndrang Naroanna  
at Vellamanchili.  
addiralla Logaya  
at Bobbili.  
C. Yahaya Ali Khan  
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med in the margin, in  
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patam, are invested  
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scribed in § 22 of the  
Code of Criminal  
Procedure.

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Customs, Pentakota.  
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§§ XLVIII & L. of Act  
XXIV '59 within the  
Sea Ports of Pentakota  
& Pandimaka respec-  
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3. The Magistrate will issue  
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of Sea Customs referred to  
in the preceding paras.

by

The Magistrate of Vizagapatam. des<sup>d</sup> 14<sup>th</sup>

— Garette — paras 1 & 2. des<sup>d</sup> 14<sup>th</sup>

Sub-Magistrates,  
Vizagapatam

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PROCEEDINGS of GOVERNMENT.

Dated 11 Jan'y 1874