

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 413	Press ~~Mis.~~
254-255	
Dated 22. 3. 1864	

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Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,

22nd March 1864.

No. 254. Read the following letter from J. I. MINCHIN, Esq., Magistrate of Kurnool; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated on Circuit, Bhopatipally, 8th March 1864, No. 7.

With reference to the accompanying Proceedings* of the High Court of Judicature, I have the honor to request the sanction of Government for the withdrawal of Magisterial powers from the officers named in the margin—Serishtadars of Ramalakotta, Pattikonda, and Markapoor Taluqs.

* To be returned.

Venkat Bow.
Sooba Row, and
V. Ramiah.

2. All these officers are old servants of the Government, and had reached the grade of Taluq Serishtadar long previous to the passing of the General Order which vested them with Magisterial powers. They are not qualified to perform them, and I do not think there is any prospect of their becoming so. At the same time they are quite competent to carry out the Revenue duties attached to their post, and the performance of which was alone required from them at the time of their appointment.

3. I consider it an advisable measure that all Taluq Serishtadars should in future possess Magisterial powers, and that consequently only men qualified to hold Magisterial authority should be promoted to the post.

4. I think however, that the case of old servants already filling this office requires consideration, and that in justice to them, as well as to the public, they should be relieved from duties for which their acknowledged incompetence may at any time bring upon them, censure, degradation, or even dismissal from Government employ.

Proceedings of the High Court of Judicature at Madras, Appellate Side, 12th December 1863.

Read letter dated the 27th November 1863, from the Acting Session Judge of Nundial, enclosing a letter from the Magistrate of the District, in which it is stated that the Subordinate Magistrate of Ramallacottah has been warned to be more careful with reference to the remarks of the Acting Session Judge that the accused persons in Cases Nos. 69 and 72 of the Calendar of the Court of Session had been improperly committed for trial.

2. Adverting to the remark of the Magistrate that the Subordinate Magistrate is a Taluq Serishtadar, and that officers of this class ought not, in his opinion, to be invested with Magisterial powers, unless specially qualified for the duty, the Judges observe that if those powers have been conferred upon all Taluq Serishtadars by a general order of the Government, it will be the duty of the Magistrate to report to Government the case of any individual who, in his judgment, is not fitted to exercise such powers, in order that public justice may not be imperilled by the continuance of their exercise.

(True Extract.)

(Signed) C. F. CHAMIER,
Registrar.

To the Acting Session Judge of Nundial, for communication to the Magistrate of Kurnool.

(True Copy.)

(Signed) R. DAVIDSON,
Acting Session Judge.

To the Magistrate of Kurnool.
17th December 1863.

Proceedings of the Madras Government, Judicial Department,
22nd March 1864.

No. 255.

ORDER THEREON, 22nd March 1864, No. 413.

The Governor in Council directs that the Taluq Serishtadars, named in the foregoing letter, shall cease to be Subordinate Magistrates, or to exercise any Magisterial authority whatever.

2. It is observed that, under the special test schedule of the 18th November 1862, Taluq Serishtadars are required to pass the same examination as Tahsildars.

(True Extract.)

Chief Secretary.

To the Magistrate of Kurnool.
" Revenue Department.
" Sessions Judge of Nundial.

Exd: R. H. Lee.

No. 413 - 22^d March 1864.

The Governor in Council directs that the Taluq Serishtadars named in the foregoing letter, shall cease to be Subordinate Magistrates, or to exercise any magisterial authority whatever.

2. It is observed that, under the Special Test Schedule of the 18th Nov^r 1862, Taluq Serishtadars are required to pass the same examination as Tahsildars.

The Magistrate of
Kurnool.

Sessions Judge of
Nundial.

decd 21/4/64

Proceedings of the Madras Government, Judicial

22nd March 1864.

No. 255. ORDER THEREON, 22nd March 1864, No. 413.

The Governor in Council directs that the Taluq Serishtadars, named shall cease to be Subordinate Magistrates, or to exercise any Magisterial

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Exd: R. H. Lee

Proceedings of the Madras Government, Jud
22nd March 1864.

No. 255. ORDER THEREON, 22nd March 1864, No. 4.
The Governor in Council directs that the Taluq Serishtadars
shall cease to be Subordinate Magistrates, or to exercise any Magi

Pro: 20th Dec 1860 No. 144-45
" 10th April 1862 No. 85-86
" 17th March 1863 No. 147
" 25th Feb 1864 No. 213-214

1864 Department
From
The Magistrate of
Puducherry
To The Chief Secretary to
Government
Fort St. George
Dated 8th March 1864.
Recd. 18th

No. 534 1864

(Enclosure 1)

Requesting sanction
of Government for the
withdrawal of Magisterial
powers from certain
Taluq Sheristadars.

254.255

With an Order