

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 476	Press ~~Mis.~~
69-72	
Dated 6-4-	1884

3/4

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
6th April 1864.*

Read the following papers :—

No. 69. From W. M. CADELL, Esq., Magistrate of Tanjore; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Tanjore, 2nd February 1864, No. 21.

I have the honor to report, for the information of Government, that a quantity of sulphur, amounting to 1113lbs., and valued at Rupees 54-10-6, was imported at Negapatam from Karikal by one Gabriel Chetti on behalf of Messrs. Oliver & Co. on the 7th May last, and that the sulphur has ever since remained at the Custom House without being cleared.

2. The importers, Messrs. Oliver & Co., have altogether failed to comply with the requisitions contained in Section 18, Act XXXI of 1860, and plead ignorance of the law as a ground for their omission; but as the license granted to them by Government for *dealing* in sulphur has also expired on the 22nd January last, and has not been renewed, I have the honor to solicit the instructions of Government as to whether the sulphur is to be confiscated or not.

The Magistrate is requested to report whether he sees any objection to Messrs. Oliver & Co. being permitted to sell the sulphur in question.

FORT SAINT GEORGE,
15th February 1864.

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

No. 70:

No. 35.

MEMORANDUM.

With reference to the endorsement of the Chief Secretary to Government, dated 15th instant, on letter* No. 21, dated 2nd idem, the under-

* Herewith returned.

signed has the honor to inform him that the license granted to Messrs. Oliver & Co. for

dealing in sulphur having expired on the 22nd January last, and as the same has not been renewed, they are not now legally entitled to sell that article. He is therefore of opinion that the sulphur referred to in his letter above quoted should be confiscated.

TANJORE MAGISTRATE'S OFFICE,
NEGAPATAM, 20th February 1864.

(Signed) W. M. CADELL,
Magistrate.

To the Chief Secretary to Government, Madras.

No. 71.

No. 62.

MEMORANDUM.

With reference to the Memorandum of the Chief Secretary to Government, No. 106, dated the 3rd instant, the undersigned has the honor to forward copy of a reply received from Messrs. Oliver & Co., to a reference made by him on the 10th instant. Copy of the letter therein referred to, dated 8th January 1864, is also herewith sent.

2. Messrs. Oliver & Co. are but a young firm lately established, and further than having been known to have been much mixed up with the late transactions in the Salt Department, the undersigned is not aware of any thing against their character as dealers, nor is he aware of any objection to their being permitted to dispose of the sulphur to licensed dealers.

TANJORE MAGISTRATE'S OFFICE,
23rd March 1864.

(Signed) W. M. CADELL,
Magistrate.

From Messrs. A. M. SASHIENGAR, OLIVER & Co.; to W. M. CADELL, Esq., Collector of Tanjore, dated Negapatam, 8th January 1864.

In the early part of last year, we obtained a license from your office to deal in sulphur in this town, and presuming that no further authority was required for us to take action in the matter, we instructed our Agent at Pondicherry to forward us a trial shipment. The sulphur was duly landed at this port and stored in the Sea Custom office where it still remains.

*Proceedings of the Madras Government, Judicial Department,
6th April 1864.*

2. On the 6th of July last, we had the honor of addressing you on the subject, requesting permission to clear the sulphur on payment of the duty leviable thereon, stating the quantity to be as we then supposed (in the absence of sufficient data for our guidance) only 119lbs. This figure, it subsequently appeared was the amount of charges incurred by our Agent for transmitting the sulphur to us; in the meanwhile, as we received a Permit for only 119lbs. it was allowed to lie over. We had intended, however, to rectify the error by an explanation of the circumstance in person, but no convenient opportunity afforded itself.

3. We are now given to understand that you have issued orders to confiscate the sulphur on behalf of Government. We respectfully beg you will be good enough to countermand the order. We were not thoroughly conversant with the Act, and as this is our first venture, we beg you will overlook all short-comings on our part and permit us to remove the sulphur on payment of whatever duty may be levied thereon.

(True Copy.)

(Signed) W. M. CADELL,
Magistrate.

From Messrs. OLIVER & Co.; to W. M. CADELL, Esq., Collector and Magistrate of Tanjore, dated Negapatam, 16th March 1864, No. 379.

Referring to your Memorandum of the 10th instant, we beg to state that the cause of delay in removing from the Customs the sulphur imported by us has been explained in a letter (of the 8th January) which resulted in our clerk, Mr. Bishop's interview with you upon the subject at Vallum.

2. Our A. M. Sashiengar also explained in person the mistake under which the sulphur remained uncleared for so long a time, and we have been since waiting your orders on the subject.

(True Copy.)

(Signed) W. M. CADELL,
Magistrate.

No. 72. ORDER THEREON, 6th April 1864, No. 476.

The Governor in Council authorizes Messrs. Oliver & Co. to dispose of the sulphur referred to in the foregoing letter to one of the licensed vendors.

2. If not so disposed of within two months from this date, the sulphur must be confiscated.

(True Extract.)

Chief Secretary.

To the Magistrate of Tanjore.
Exd. J. Tulloch.

Indl Department,

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following

Letter from the Magistrate of Tanjore { *(Here enter 27, 20 February and 23 March 1864, No. 21-35 & 62)*

Order thereon to April 1864 No. 476.

The Governor in Council authorizes Messrs. Oliver and Co. to dispose of the Sulphur referred to in the foregoing letter to one of the licensed vendors.

2. If not so disposed of within two months from this date, the Sulphur must be confiscated.

To the Magistrate of Tanjore despatched 8/4

[Signature]

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Journal 1864. Department

No 478

PROCEEDINGS of GOVERNMENT.

Dated 8th April 1864. -
Feb 11/13.