M.R.O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 858 Press Mis.

103-109

Dated 11—6 19 1864

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Not to be folded or roughly handled

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

No. 103. Read the following letter from A. M. RITCHIE, Esq., Registrar High Court, Madras, Original Side; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Madras, 31st May 1864.

I am directed by the Chief Justice to acknowledge your letter of the 18th instant (No. 731), and with reference to paragraph 2 to forward, for the approval of His Excellency the Governor in Council, the amended orders of Court passed for the purpose of giving effect to the suggestion of the Accountant General to which your letter refers.

ORDERS OF COURT.

Fees of every kind becoming payable on and after the 1st of June 1863, in respect of proceedings or business in the High Court in the exercise of its ordinary Original jurisdiction and on appeal from its ordinary Original Civil jurisdiction, as also the fees received by the Registrar in his capacity of Chief Clerk of the Insolvent Court must be accounted for to Government, and duly and regularly entered in accordance with Section 3 of Act XX of 1862, by the several officers authorized to demand and receive the same.

2. The amount of fees received and payable over to the Government (except any sum reurned under the 5th of these orders) shall be paid over on the second day of every month into the Bank of Madras, to be placed to the proper account of the Government, and the receipt of the Bank shall be the proper voucher for every such payment.

The payment over into the Bank shall be made from time to time by each officer directly, except the Judge's Clerk and the Interpreters and sworn Clerks, and by them payment over shall be made through the Registrar on the Original Side.

3. Every officer so paying over to the account of the Government must at the time, as provided in Section 3 of Act XX of 1862, render a quarterly account in writing to the Accountant General in such form and with such particulars and vouchers as the Government may require.

4. The Registrar shall on the second day of every month receive from the Judge's Clerk and the Interpreters and sworn Clerks the amount of fees paid to them, and he shall at the same time be furnished by such officers, respectively, with a signed statement showing the nature and amount of the fees and when the same were received, and the Registrar shall give an acknowledgment for the several sums so received and at once pay the amount (except any sum retained under the 5th of these orders) into the Bank of Madras, and shall be the officer afterwards to render to the Accountant General the quarterly account above referred to of the whole of such sums.

5. The Registrar shall refund to suitors or their attorneys any fees disallowed on taxation by the taxing officer of the Court upon the production of a Judge's order directing such refund; and for that purpose he may, out of the amount of fees received, retain in his hands a sum not exceeding at any one time Rupees 300. Of all refunds and sums so retained, the Registrar shall render an account in his quarterly Returns, in the manner pointed out in paragraphs 2 and 5 of the Accountant General's letter referred to in the Government letter to the Chief Justice of the 18th May 1864.

(By the Court.)

(Signed) A. M. RITCHIE,
Registrar on the Original Side.

No. 104. ORDER THEREON, 11th June 1864, No. 858.

Under Section 3, Act XX of 1862, the Governor in Council approves of the amended Orders passed by the High Court for providing for the refund of fees disallowed on taxation.

(True Extract.)

Chief Secretary.

To the Accountant General, } with No. 731 of 1864.
„ Government Solicitor, }

Ed. J. Tulloch.

Judicial.

Proceedings of the Madras Govt.

Read letter from the
High Court ——— Inter 31 May '64.

Order — 11th June 1864 No. 858 —

Under § 3 Act XX - '62, the Governor in Council approves of the amended Orders passed by the High Court for providing for the refunds of fees disallowed on Taxation.

The Acctt. Genl. } Writs No. 731
Govt. Solicitor } of 1864. } Answ. 15/6/64.

Judicial.

No. 859.

The Hon'ble Sir Colley Harman Scotland, Kt.,
Chief Justice of the
~~Ho. Mr's~~ High Court of Judicature.
Madras.

Hon'ble Sir.

I am acknowledging the receipt of Mr. Ritchie's letter of the 31st Ulto., & am directed to communicate to you the approval of H.E. the Governor in Council to the Orders of Court, as amended for providing for the refund of fees dis. allowed on taxation.

For Sd. Secy.
H. Jamieson.

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Dat 21 June 1864

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