M.R.O. 1—20,000—16-10-22.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 1057 Press ~~Mis.~~

207-208

Dated 26-7-1885 ~~19~~ .

4/4

Not to be folded or roughly handled

No. 207. Read the following letter from Æ. R. McDONELL, Esq., Magistrate of Trichinopoly, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Trichinopoly, 6th July 1865, No. 23.

I have the honor to forward the accompanying copy of a communication from the Cantonment Magistrate of Trichinopoly, and to request that, as required therein, you will be good enough to move the Government, in view to the opinion of the proper Law Officer being obtained, whether the substance of the enclosed note is sufficiently defamatory to the person addressed to warrant the writer thereof being arraigned under Section 500 of the Indian Penal Code.

From Captain A. F. F. BLOOMFIELD, Acting Cantonment Magistrate, Trichinopoly, to Æ. R. McDONELL, Esq., District Magistrate of Trichinopoly; dated Trichinopoly, 23rd June 1865, No. 125.

I have the honor to request you will be so good as to move Government to procure the opinion of the Law Officers as to whether the fact of such an address as is affixed to the enclosed letter will constitute a sufficient publication of matter defamatory to the individual addressed, to sanction the writer being punished under Section 500 of the Indian Penal Code.

(True Copy).

(Signed) Æ. R. McDONELL,
Magistrate.

No. 208. ORDER THEREON, 26th July 1865, No. 1051.

The Governor in Council is not prepared to refer the question put in the foregoing letter to the Advocate General.

2. Officers of the Magistracy must decide all cases that come before them to the best of their judgment.

3. In this case it does not even appear whether a complaint has been lodged or not.

4. The original document, on which it is to be supposed the intended complaint would have rested, should not have been sent up with the Magistrate's communication.

(True Extract).

Chief Secretary.

To the Magistrate of Trichinopoly, with an enclosure returned.

Exd. J. H. Burns.

2

FROM CIRCULATION.

With Remarks.

Do not write
How the Phillips note
appears at the end of
the order. C.H.

26 July 1865 No. 1057.

[illegible]

[illegible] must decide
[illegible]
[illegible] judgment.
[illegible] does not appear whether
[illegible] or not.

The original document and
the intended compli-
cation should not have
been entered, should not have
been dealt with by
Court.

ADG

To the Inspector of Factories and Workshops

Received 28/7