

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1160	Press ~~Mis.~~
<i>162/63</i> Dated 23 8	19 <i>1861</i>

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
23rd August 1865.*

No. 162. Read the following letter from P. P. HUTCHINS, Esq., Registrar of the High Court of Judicature at Madras, Appellate Side, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Madras, 12th August 1865, No. 55.

The Manager of this office having been appointed to act as Assistant to the Director of Public Instruction, I have, with the sanction of the Chief Justice, appointed the Indexer, Mr. Aubert, to act as Manager. Mr. Aubert has not passed the prescribed examination, but I have the permission of the Chief Justice to request that, under the circumstances which I am about to state, the Civil Paymaster may be specially directed to pass his salary without objection on that account.

2. Only half the pay being available, it is most improbable that any other person, fit for the appointment, would be willing to take it. I have looked over the list of passed Candidates published in September last; they are only 18 in number, and all but 3 were Candidates who came up for the Moonsiff's Test but failed. The 3 who applied for the Ministerial test are subordinate Native Clerks in Mofussil offices. Mr. Aubert, as Indexer, has long held a post, for which precisely the same test has been prescribed as for that of Manager. He may, therefore, be presumed to possess the requisite qualifications. He has been employed in this office upwards of 25 years. He has frequently during the casual absence of the Manager performed his duties, and on every occasion to my entire satisfaction.

3. Upon all these considerations, I trust that Government will not object to make the order requested in the case of Mr. Aubert; but I have also to solicit that the order may be extended to the undermentioned servants whom I have also promoted:—

Mr. Dawes, Acting as Indexer, *vice* Mr. Aubert.

Mr. Soares, do. as Examiner, for Mr. Dawes.

Mr. Cranston, do. as Head Clerk, for Mr. Soares.

T. C. Bapanaiya, Naidu, do. as Examiner, for Mr. Higgins, temporarily absent.

Virappa Mudaly, do. as 1st Class Clerk, for Bapanaiya Naidu.

4. Most of the arguments which I have already adduced in the case of Mr. Aubert apply with equal force to that of these other servants. All but Mr. Dawes and Mr. Cranston can show upwards of 20 years' service. Mr. Dawes has attended the Law class at the Presidency College for the last two years, and has successfully passed the Annual examinations. Both he and Mr. Cranston intend to present themselves at the Special Test examination for 1866. Mr. Cranston is one of the most intelligent clerks I have met with, and as his entire pay falls short of 50 Rupees, I should not have deemed it necessary to mention his case, unless the Civil Paymaster had objected to pass the pay of Virappa who is similarly situated.

5. I am directed to take this opportunity of mentioning that, in the opinion of the Chief Justice and Judges of the High Court, it is quite unnecessary for the Ministerial servants on the Appellate Side to be acquainted with the subjects re-

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cently prescribed for their examination. They accordingly desire me to suggest that the Officers marked 2 under I. B., and 3 under II. B., Judicial Test, of the Schedule lately published, be transferred to VIII A. Precis-writing. This last is the only subject in which Officers of the corresponding grades in other offices are subjected, and will be amply sufficient to test the qualifications of candidates for Ministerial employment in the High Court. The office of the Sheristadar may perhaps remain as at present under I, and II. B., Judicial Test although it is quite unnecessary for him to be acquainted with the Law of Evidence, or the Penal Code.

No. 163. ORDER THEREON, 23rd August 1865, No. 1160.

In this letter the Registrar of the High Court, Appellate Side, requests that certain persons, clerks in his office, may be exempted from the Special Test examination prescribed for the posts to which they have just been promoted, and he goes on further to request that the examination for ministerial offices in the High Court may be modified, by the omission of all subjects but Precis-writing.

2. It appears that the alteration now proposed to be made in the test required for the offices of Manager, Clerk, &c., in the High Court, Appellate Side, on salaries exceeding Rupees 50, has already been approved by the Commissioner for Uncovenanted Civil Service Examinations, and that its omission from the Revised Rules was an oversight. The Government accordingly approve the correction of the Rules, and direct that a Notification to that effect be published in the *Fort Saint George Gazette*.

3. The Governor in Council authorizes the Examiner of Claims to pass to the Manager and Clerks named in paragraphs 1 and 3 of Mr. Hutchins' letter the salaries to which they are entitled, but declines to exempt them altogether from examination. Their permanent retention in their posts will, therefore, be contingent on their passing the Special Test examination of 1866.

(True Extract).

Chief Secretary.

To the Registrar of the High Court, Appellate Side.

„ Examiner of Claims.

„ Commissioner for the Uncovenanted Civil Service Examinations.

Exd. J. H. Burns.

Memorandum.

From the Correspondence now put up it will be seen that the Commissioner proposed, and the High Court agreed to, the course with reference to Ministerial Officers of the High Court which the Registrar Appellate Side now seeks to carry out. How it occurred that in the final revision of the rules, before their submission to Govt. the necessary alterations, thus agreed to by all parties, had

was not made, I have been
unable to ascertain. It
appears to have been a fine
messing, and in order to

shorten the correspondence, if the
Govt consent to the alteration,

The Commissioners will make

as Govt had her
make at once

the notification necessary for
securing the aid proposed,

being by directing the 2^d

Class of Appeals in I. B. Judicial Dept. Civil

Lower grade and the 3^d Class

of Appeals in II. B. Judicial Dept.

Criminal, Lower grade - to be

struck out, thus leaving the
High Court Ministerial Officers
subject to examination only in
VIII. A. Needs Writing Higher
Grade - which embraces Clerks in
all Courts drawing more than
\$50 monthly. - The necessary
alteration will also be made in
the Schedule of Appeals, ^{7th} 2^d part.

C. Walker.

Secs

U.S. Commissioner

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Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following
letter from the Registrar of
the High Court Madras.

[See entry 12th Aug 1865 No 55]

Order thereon 23rd August 1865 No 1160.

In this letter the
Registrar of the High Court,
Appellate Side, requests that
certain persons, clerks in his
office, may be exempted
from the Special Test
Examination prescribed for
the posts to which they
have just been promoted,
and he goes on further
to request that the ex-
amination for ministerial
offices in the High Court
may

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may be modified by the omission of all subjects but *Pueri Writing*.

2. It appears that the alteration now proposed to be made in the test required for the office of Clerk in the High Court Appellate Side on salary exceeding Rs 50 has already been approved by the Commissioners for U.C.S. Examinations, and that its omission from the Revised Rules was an oversight. The Government accordingly approve the correction of the Rules, and direct that a Notification to that effect be published in the Fort St. George Gazette.

3. The Governor in Council authorizes the Examiner of Claims to pass to the Manager and Clerks named in para. 143 of Mr.

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Mr. Hatchin's letter the salaries to which they are entitled, but declines to exempt them altogether from examination. Their permanent retention in their posts will therefore be contingent on their passing the Special test examination of 1886.

To the Registrar of the High Court
Appellate Side

Examiner of Claims
Commissioners for the
U.C.S. Examinations

Gazette - 25/8

desps 23/8

Special Test in the Department

Geo. S. Evans

Sept 8

1865. Department.

No. 1160

PROCEEDINGS OF GOVERNMENT.

Dated 23 August 1885

An attention made
in the Special Test
required to be passed
by the Manager and
Storeroom in the Special
Court.

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