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MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1350 Press ~~Mis~~

216-217

Dated 20. 9 — ~~19~~ 1885

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Not to be folded or roughly handled

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Proceedings of the Madras Government, Judicial Department, 20th September 1865.

No. 216. Read the following letter from G. A. BALLARD, Esq., Magistrate of Malabar, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Calicut, 13th July 1865, No. 89.

I have the honor to bring to notice that the limits of the Abkarry Farm of Cannanore did, and do now, embrace all precints within a radius of four miles from the centre of the Cantonment.

2. At present the Cantonment Magistrate's jurisdiction is confined to the actual Cantonment limits, though the Cantonment Joint Magistrate's jurisdiction was, previous to the introduction of the new Act, conterminous with the Abkarry farm.

3. The Brigadier Commanding thinks it desirable that the Cantonment Magistrate's jurisdiction should be again made conterminous with the limits of the Abkarry farm as above said, as the arrangement facilitates the repression of drunkenness, &c.

4. I agree with him and request the orders of Government on the subject.

5. Any rules passed regarding the sale of intoxicating drugs should apply to the limits as now proposed.

Referred to the Military Department.

FORT SAINT GEORGE,
1st August 1865.

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

No. 165.

MEMORANDUM.

In submitting the within letter (with enclosures) from the Officer Commanding Southern Division, the Commander-in-Chief has the honor to request that Government will be good enough to adopt such measures as may be deemed expedient, in order to prevent the European Troops obtaining liquor with such facility as they can at present obtain it, under the terms of the existing License Forms.

No. 99, dated 14th July 1865.

(By Order.)

(Signed) J. M. PRIMROSE, Colonel,
Adjutant General.

ADJUTANT GENERAL'S OFFICE,
HEAD QUARTERS, OOTACAMUND,
20th July 1865.

To the Secretary to Government, Military Department.

From Major General J. E. WILLIAMS, Commanding Southern Division, to the Adjtant General, Head Quarters, Ootacamund; dated Trichinopoly, 14th July 1865, No. 99.

In transmitting the correspondence named in the margin, at the further request of the Officers Commanding Wellington and Her Majesty's 105th, L. I., I have the honor to state that having declined to submit their observations as to the operation of the recent Military Cantonment Act, as inexpedient, I pointed out that the Police authorities should be moved in the matter, which has been neglected to be done.

2 Original letters, Nos. 667 and 714 of 26th June and 10th July 1865, respectively, from the Officer Commanding 105th Regiment.
1 Original letter, No. 527, of 28th June 1865, from the Officer Commanding Wellington.

From Lieutenant Colonel J. B. SPURGIN, Commanding Wellington, to the Assistant Adjutant General, Southern Division, Trichinopoly; dated Wellington, 28th June 1865, No. 527.

I have the honor to enclose an original letter, No. 667, of the 26th instant, from the Officer Commanding Her Majesty's 105th to my address, subject as per margin, and, in doing so, to forward herewith the terms of the license as granted to the holder of the Arrack Shop in the Wellington Bazaar.

Bringing to notice the increase of drinking in Barracks, and supposing the cause to be the easy mode of obtaining liquor from the Bazaar Arrack shop.

2. The terms are these, as regards the sale of Arrack :—

"6th. Not to allow any quantity of liquor exceeding one Imperial Quart to be removed by an individual, at one time, from my shop, under any pretence whatever."

"8th. Not to sell or give any liquor to any European soldier or sailor, or to any member of the Mofussil Police while on duty."

3. Clause 29 of the new Cantonment Act IV of 1865 is intended to prevent the sale of Arrack to any one connected with the soldier; but where Natives are permitted to purchase, and remove from the Shop, liquor to the extent of one Imperial Quart, there is nothing to prevent any Native, attached to the Barracks or not, from easily smuggling into Barracks any quantity of spirits.

4. By Clause 31 of the Act, there is no Civil restriction whatever to any Camp Follower, or any one of a soldiers' family, having in their possession liquor, provided it is less than the Imperial Quart.

5. Under this easy system of obtaining liquor from the Bazaar Arrack shop, drunkenness must increase to the detriment of health and discipline. The evil has already shown itself, and I request you will favor me by placing these facts before the Major General, with a view to their being submitted to His Excellency the Commander-in-Chief.

From Lieutenant Colonel W. G. STOLL, Commanding Her Majesty's 105th Regiment, L. I., to the Officer Commanding Wellington; dated Wellington, 26th June 1865, No. 667.

Within the last three or four days, there has been a considerable amount of drinking amongst the men of the Regiment. Two men were confined for being drunk at breakfast Roll-call. These men at the Orderly-room admitted that they had got the liquor from outside, through Native agency.

2. In another case, some three bottles of Bazaar Arrack, obtained from the same source, was consumed in No. 1 Company.

3. In fact I am assured that a Soldier has only to put down 1 Rupee, and in an hour's time he will be supplied with a bottle of Arrack.

4. This shows that the Arrack must be taken away from the Arrack-shop, and kept stored in anticipation of a very probable demand, and so long as such a system prevails, so long will more or less drunkenness prevail.

No. 89.

MEMORANDUM.

As the Government, by a recent Cantonment Act, have authorized the sale of Arrack to the extent complained of, it appears to me to be inexpedient to refer the subject.

2. The Commanding Officer of Her Majesty's 105th Regiment, L. I. should move the Police authorities to use the utmost vigilance to prevent the sale of Arrack to Soldiers clandestinely, and to watch the shops.

HEAD QUARTERS, TRICHINOPOLY, *4th July* 1865.

(Signed) J. E. WILLIAMS, Major General, *Commanding Southern Division.*

To the Officer Commanding Wellington.

From Lieutenant Colonel W. G. STOLL, Commanding Her Majesty's 105th Regiment L. I., to the Officer Commanding Wellington; dated Wellington, 10th July 1865, No. 714.

In re-submitting my letter, No. 667, with the Major General's endorsement thereon, I beg to point out that the evil complained of probably escaped the notice of the legislature at the time the Act was passed. Numerous instances of similar oversight, even in Acts of Parliament, could be adduced.

2. I would also observe that it is no slight difficulty to encounter, if Natives generally are permitted to carry away as much as a quart of spirit. The evil disposed amongst them, knowing the soldiers propensity, will undoubtedly make a trade of it, and, with very little precaution, will successively defy both the Civil and Regimental Police.

3. I am given to understand that the Arrack shop at Wellington is farmed out at 5000 Rupees per annum. Before the purchaser can make any profit at all, he must sell 10,000 bottles. In all probability he sells double, and out of this large quantity, at a small station like that of Wellington, it is hard if a good deal does not find its way into the soldiers' hands.

This station abounds in places of concealment, where smuggling can be carried on with impunity even close to the Barracks, and I am quite sure that as long as Arrack can be obtained with such facility, so long will there be a considerable amount of drunkenness.

Referred, with No. 89, to the Revenue and Legislative Departments.

FORT SAINT GEORGE, *7th August* 1865.

(Signed) H. MARSHALL, Colonel, *Secretary to Government.*

No. 2[illegible]7. ORDER THEREON, 20th September 1865, No. 1350.

The only question raised in the foregoing papers which has not been disposed of in the Proceedings of Government in the Revenue Department, under date the 30th ultimo, No. 2031, is that raised in the letter from the Magistrate of Malabar, suggesting that the Cantonment Magistrate's jurisdiction should be made conterminous with the limits of the Abkarry farm. This will be done in the Military Department, under the provisions of Section 24 of the Cantonment Act.

(True Extract).

Ag. Secretary to Government.

To the Magistrate of Malabar.
" Military Department.
" Revenue do.

Exd. J. H. Burns.

Judicial Department.

Proceedings of the Madras Government.

Read the following papers:

From the Secy to Govt. Judy Dept. Rec. dated 7th August 1865.

Order thereon. 20 September 1865 No. 1350.

The only question raised in the foregoing papers which has not been disposed of in the Proceedings of Govt. in the Revenue Department, under date the 30th ultimo, No. 2139 is that raised in the letter from the Magistrate of Malabar, suggesting that the Cantonment Magistrate's jurisdiction should be made

made conterminions with the limits of the Abkarry farm. This will be done in the Military Department under the provisions of Section 24 of the Cantonments Act.

To the Magte of Ivarlabar.

— Military Department
Revenue Department } 28/9 .....

Rec'd 30 Oct. 1865
Ans. 31 Oct. 1865

Prov: Affairs
Judicial 1865 Depart.
No. 1350

Proceedings of Govt.

~~F.A. No. 2080.~~
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Dated 20 September 1865.

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