

MADRAS RECORD OFFICE.

Government of Madras.

Public DEPARTMENT.

G.O. No.

240

Press
Mis.

119 Dated

10-2-

19-1865

Not to be folded or roughly handled

No. 119.

No. 240.

NOTIFICATION.

Fort Saint George, February 10th, 1865.

Under the provisions of Section 2, Act XXI of 1864, the Governor in Council authorizes the undermentioned Magistrates of Police for the Town of Madras to exercise the powers specified in that enactment:—

Mr. T. G. Clarke, Magistrate of Police, 1st District.

Mr. J. Maskell, Magistrate of Police, 2nd District.

Lieutenant Colonel H. Colbeck, Magistrate of Police, 3rd District.

Mr. R. P. Campbell, Magistrate of Police.

(By Order.)

(Signed) A. J. ARBUTHNOT,

Chief Secretary.

Exd. J. Tulloch.

My dear Mr. Robertson

Allow me to bring to your
notice the conditions of
Madras in respect of
Goth of India Act XXIX 1864.

It was extended to Madras
by Notification dated
21st June 1864.

By Section I. The Magistrates
are empowered to dispose
of certain offences detailed
in the Penal Code Chap. XIV.

By Section II certain

Sections of the Code of Criminal Procedure were extended to the Towns of Madras. But that section requires the Magistrate who is to exercise the powers of a "Magistrate" or "Magistrate of a District" to be authorised in that behalf. This has not been done and it seems to me until the Magistrates are by Notification authorised to exercise the powers

given in Sect-II. a Defence would be successful.

I have asked Clarke if he thought he could act and he says he thinks not

The limits of the Town of Madras have not been stated in the Notification

Yours sincerely

J. Campbell

3rd June

Wm. H. H. H. 8 February 1865.

My dear Schurman, I consulted
Anton upon the subject of Act 21
of 1864. He is of opinion that no
Magistrate could act upon the
sections in question without
having been specially authorized.

On hearing this I thought it right
to det. Colbeck him at once, in
order that he might suspend
any further proceedings, and to
also that he might bring the
matter to your notice. He now
writes requesting me either to
see or write to you, and suggests

the issue of an order having
retrospective effect. This I believe
is quite out of the question, but
something should be done, and
I hope to suggest that the matter
be referred to the Law Officers for
opinion as to the legality of the
steps hitherto taken / altho' there
is little doubt about that point
also as to what it is advisable
to do respecting the future.

Yours Very Truly
J. Wilson

Accepted June 1, 1898

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Section II. ... XXI
Governor in Council
the recommendation
of Police for the
Madras to ex. ...
specific

- Magistrate of Police - 1st District
Mr. G. G. G. G.
Magistrate of Police - 2nd District
Mr. G. G. G. G.
Mr. G. G. G. G. Magistrate

W. J.

in 1855 and

1856

1857

1858