

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. <i>481</i>	Press <i>Mis.</i>
Dated <i>29. 3. 1915</i>	

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
29th March 1865.

No. 217. Read the following letter from E. B. FOORD, Esq., Acting Magistrate of Ganjam, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George ; dated Berhampore, 11th March 1865, No. 32.

As the remarks of the Advocate General, in paragraphs from 12 to 20 of his letter embodied in Proceedings of Government, Judicial Department, No. 327, dated 27th ultimo, have been communicated to me, I cannot but fear that it is intended as a mark of censure for the manner in which I investigated the case in question.

2. I beg, therefore, most respectfully, to call the attention of Government to the fact (as stated in paragraph 14 of Mr. Norton's letter) that the presiding "Judge summed up strongly for conviction", and this after hearing evidence for the defence which was not offered before me. It is, therefore, evident that His Lordship was not of the same opinion as Mr. Advocate General.

3. I submit that in a case where the Judge was of opinion that the evidence was sufficient for conviction, the Counsel for the prosecution was not justified in laying the blame of a verdict of acquittal (the result of nearly four hours deliberation by the jury) upon the Committing Magistrate.

No. 218. ORDER THEREON, 29th March 1865, No. 481.

The Governor in Council sees no reason to question the propriety of the remarks made by the Advocate General, in his report on the case referred to in the foregoing letter.

(True Extract).

Chief Secretary.

(J 20 11)

To the Acting Magistrate of Ganjam.

Exd. J. H. Burns.

Ex 487 Arguement for J.

reason the Governor in Council sees no
objection to the report of the
Admiral's Advocate General
report on the case referred to in
the foregoing letter.

W.D.

W.D.

by 1

To the Acting Master of the Admiralty despatch 3/3