

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	534	Press Mis.
Dated 5-4-1865		19

Not to be folded or roughly handled

Process

Madras Government, Judicial Department

5th April 1865.

Read the following letter from P. P. HUTCHINS, Esq., Acting Registrar of the Court of Sessions at Madras, to the Honorable ARBUTHNOT, Chief Secretary to Government, Port Saint George; dated Madras, 23rd January 1865, No. 12.

The Judges of the High Court have lately had under consideration a correspondence with the Civil Judges of Calicut and Tellicherry, in regard to the Ministerial Establishments of the District Moonsiff's Courts in Wainad and at Anjengo, in the District of Malabar. The Courts in question are those of the Deputy Collector of Wainad and of the Subordinate Magistrates of Gudalur, Vaitjengo, all of these officers having been specially vested with the powers of District Moonsiff.

2. The Ministerial Establishments of the regular Moonsiff's Courts generally were revised in 1862, and on the 1st of September in that year the following increased scale was introduced;—

	RS.
1 Gomastah or	20
1 do.	14
1 do. at 11 Rs. each	11
1 do. 10	10
2 Peons, at 5	10
1 Masaldar	4
Total	120

3. The establishment of Special Courts in question were not revised in that revision.

For peculiar reasons why the Ministerial servants of these particular Courts should be liberally paid. The Government must be well aware that Wainad is extremely unpopular with Natives, owing to its wet and unhealthy climate, and the excessive dearness of almost all the necessaries of life. It is a small coast town in the Taluq of British Malabar, surrounded for miles by Travancore territory, and distant from the town of Cochin and the Malabar boundary line. From its isolation and dearness, it has come to be regarded as a place of banishment, and several Native subordinates have been transferred to it. For these reasons it has been found impossible to obtain properly qualified persons on the salaries at present allowed to fill the vacancies.

The District of Wainad has at present three Gomastahs on rupees respectively, or 34 Rupees in all. The Civil Judge at first proposed to allow them Rupees 20, 14, and 11, respectively, i. e. the same salaries as three Gomastahs of a regular District Moonsiff's Court, but it appears that the Civil Judge, in a letter on the subject, has expressed a similar opinion that the services of the 3rd Gomastah may be dispensed with. The work of all these Gomastahs is undeniably light, and can of course be far better performed by three incompetent, persons.

cordingly direct me to recommend that the 3rd Gomastah should be removed and his pay distributed to the two others so as to raise their pay respectively.

6. The District Moonsiffs of Gudalur and Vaitri have for their Judicial work

but one Gomastah

G. O. November 1863,

Their

than at present, and the Civil

pates that it will go on increasing. One Gomastah is clearly not sufficient for the current work of the Court; the periodical returns are almost inaccurately, because hurriedly, prepared, and when the single Gomastah is sick, as at these unhealthy places is not unfrequently the case, the

and still, or falls upon the Revenue and Magisterial Courts.

proposes to allow an establishment of three Gomastahs,

that two will suffice for present requirements. For reasons, their pay should be as that of the first two Gomastahs in the District Courts, viz., 20 and 14 Rupees respectively.

7. In their Proceedings, 23rd November 1860, No. 100, the Government laid down an establishment for the Sub-District Moonsiff of Anjengo, that the order has not been sent and the establishment is not yet commenced.

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The pre-

	RS.		RS.
1. Peon	10 1/2	1. Gomastah	
		1. Do.	
		1. Peons	
		1. Masaldar	
Total			42 1/2

For this Court also, the Judge proposes that three Gomastahs should be allowed, but it appears to me that the establishment recommended for other cases will be sufficient, and should, how

to state the financial arrangements for the Wainad Court is included in the establishment of the Court, and the Gomastahs proposed will be sufficient for the Court.

Gomastahs and Peons of the Anjengo Court amount to 50 Rupees, which is more than that of the proposed establishment, the third Gomastah will thus be 50 Rupees.

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FORM No. 2.

FORM No. 2.

Number.	Date.	Extract from Home Dept. Govt. of India.	Office to which the proposition refers.	Nature of charge.		Proposition.				Grounds of Proposition.	Local Government's recommendation.	Orders of the Government of India.							
						Permanent.		Temporary.				Home Dept.	Financial Dept.	Orders.					
				Present scale of Establishment.	Proposed Scale.	Increase per month.	Decrease per month.	Increase per month.	Decrease per month.			Remarks.	Remarks.	Orders.					
Zillah of Calicut.																			
District Moonsiff's Court of Anjengo.																			
				RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.	<p>The Ministerial establishments of the regular Moonsiffs' Courts generally were revised in 1862, and on the 1st of September in that year, the following increased scale was introduced:—</p> <p>1 Gomastah on ... 20 Rupees. 1 " 14 " 2 " at 11..... 22 " 5 " at 10..... 50 " 2 Peons at 5... .. 10 " 1 Masalchy..... 4 " Total... 120 "</p> <p>The establishments of the Special Courts in question were not included in that revision, nor was any addition made to their strength or salaries.</p> <p>There are, however, peculiar reasons why the Ministerial servants of these particular Courts should be liberally paid. The Government must be well aware that Vainad is extremely unpopular with Natives, owing to its wet and unhealthy climate, and the excessive dearth of almost all the necessaries of life. Anjengo is said to be regarded with at least equal disfavor. It is a small coast town in the Taluq of British Cochin, surrounded for miles by Travancore territory, and distant at least 100 miles both from the Town of Cochin and the Malabar boundary line. From its remote situation and dearthness, it has come to be regarded as a place of banishment, and several Native subordinates have been transferred there by way of punishment. For these reasons, it has been found impossible to obtain properly qualified persons on the salaries at present allowed to fill the Ministerial posts in these Courts.</p>									
				1 Gomastah ... 10 8 0	1 Gomastah. ... 20 0 0														
				1 Ditto... .. 8 0 0	1 Ditto... .. 14 0 0														
				1 Ditto... .. 5 8 0															
				1 Peon... .. 3 0 0	1 Peon... .. 5 0 0	12 0 0													
District Moonsiff's Court of Gudalur.																			
				RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.										
				1 Gomastah ... 15 0 0	1 Gomastah. ... 20 0 0														
				1 Peon... .. 7 0 0	1 Ditto... .. 14 0 0														
					1 Peon... .. 7 0 0	19 0 0													
District Moonsiff's Court of Vairi.																			
				RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.										
				1 Gomastah. ... 15 0 0	1 Gomastah ... 20 0 0														
				1 Peon... .. 7 0 0	1 Ditto... .. 14 0 0														
					1 Peon... .. 7 0 0	19 0 0													
District Moonsiff's Court of Wainad.																			
				RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.										
				1 Gomastah. ... 14 0 0	1 Gomastah. ... 20 0 0														
				1 Ditto... .. 10 0 0	1 Ditto ... 14 0 0														
				1 Ditto... .. 10 0 0															
Total...				105 0 0	Total... 155 0 0	50 0 0													

(Signed) P. P. HUTCHINS,
Registrar, Appellate Side.

(Signed) P. P. HUTCHINS,
Acting Registrar, Appellate Side.

Proceedings of the Madras Government, Judicial Department.
5th April 1865.

No. 50. ORDER THEREON, 5th April 1865, No. 534.

The Governor in Council sanctions the several increases, recommended in the foregoing letter, to the Ministerial Establishments of the District Moonsiff's Courts of Wainad, Gudalur, Vaitri and Anjengo, involving an aggregate increase of Rupees 50 per mensem.

The additional charges now sanctioned, will be entered in the monthly Statement of fresh charges submitted to the Government of India.

3. On referring to the correspondence regarding the establishment of District Moonsiffs' Courts at Manantoddy, Vaitri and Anjengo, the Governor in Council observes that no provision has been made for confining the jurisdiction of the Deputy Magistrate, in his capacity of District Moonsiff to those tracts which are not within the jurisdiction of the District Moonsiffs of Gudalur and Vaitri. It seems desirable that this should be done, and that the designation of the Deputy Magistrate, in his capacity of District Moonsiff, should be altered to that of District Moonsiff of Manantoddy. The Collector will submit a list of the Amshoms, which, under this arrangement, should be included in the jurisdiction of the District Moonsiff of Manantoddy.

(True Extract).

Chief Secretary

To the Honorable the Judges of the High Court.
" Collector and Magistrate of Malabar.
" Civil Paymaster.
" Accountant General.

Exd. J. H. Burns.

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54-55
7-12-60 Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

*Read the following letter from the
Acting Registrar of the High Court
(Here enter 23rd January 1865. No. 12)
After thereon, 5th March 1865. No. 534*

*The Governor in Council
sanctions the several
increases recommended
in the foregoing letter,
to the Ministerial Estab-
lishments of the Dis-
trict Moonsiffs' Courts
of Wainad, Gudalur,
Vaitri and Anjengo,
involving an aggregate
increase of Rs. 50 per
mensem.*

*2. The additional charges
now sanctioned, will be
entered in the monthly
Statement*

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statement of fresh charges,
submitted to the Govt
of India.

On referring to the
correspondence regarding
the establishment of
District Mooniffs' Courts
at Manantoddy, Vaitri
and Aringoo, the
Govt or in Council
observed that no provision
has been made for
confining the jurisdic-
tion of the Deputy
Magistrate, in his capacity
of District Mooniff, to
those tracts which are
not within the jurisdiction
of District Mooniffs
at Gudalur and Vaitri.
It seems desirable that
this should be done;
and that the designation
of the Deputy Magistrate,
in

in his capacity of District
Mooniff, should be
altered to that of District
Mooniff of Manantoddy.
The collector will submit
a list of the Amehoms
which, under this arrange-
ment, should be included
in the jurisdiction of the
District Mooniff of
Manantoddy.

To the Honble the Judges of the High Court.
The Collector & Magistrate of Malabar. sent 10/11/65
The Civil Paymaster.
The Accountant General.

8. 1865 Department

No. 534

PROCEEDINGS OF GOVERNMENT.

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Dated 5th April 1868

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the law is the Ministerial
to take them to it. It is not
the same as the Court in the
and the same.