M.R.O. 1—29,000—16-10-25.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 928-A-27 Press Mis.

(295-249)

Dated 30-6-1927

6/9 3rd Feb

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
30th June 1865.

Read the following papers:—

No. 246. From A. M. RITCHIE, Esq., Registrar High Court, Madras, Original Side, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Madras, 22nd June 1865.

Referring to Act XIII of 1865, Section 28, I am directed by the High Court to state that instruments of charge against three European British subjects for the offences of having in possession and wearing Regimental clothing have been received by the Clerk of the Crown from Trichinopoly, together with the preliminary record in each case, and to inquire whether it is the intention of His Excellency the Governor in Council to issue, under the provisions of the above Act, a Commission, authorizing a Judge of the High Court to hold sittings at any place other than the Court's usual place of sitting. This information is required to enable the High Court to give the necessary directions for the trial of the persons charged.

No. 247. From B. BROOKS, Esq., Assistant Registrar High Court, Madras, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Madras, 24th June 1865.

Adverting the High Court (Original Side) Registrar's letter of the 22nd instant, I have the honor to state that, in addition to the instruments of charge received from Trichinopoly, in that letter mentioned, there is also a case, from Coimbatore, against a European British subject for using criminal force against a public servant, and assaulting in the execution of his duty, regarding which the inquiry in the letter above adverted to will also apply.

No. 248. ORDER THEREON, 30th June 1865, No. 928A.

The Advocate General will be good enough to furnish Government with a form of the Commission which should be issued, and with any suggestions which may appear to him to be requisite for the guidance of Government in carrying out the provisions of the Act.

(True Extract).

A. J. ARBUTHNOT,
Chief Secretary.

To the Government Solicitor.

Exd. J. H. Burns.

JUDICIAL DEPARTMENT.

No. 929.

To

THE HONORABLE SIR C. H. SCOTLAND, KNIGHT,
Chief Justice of the High Court of Judicature.

HONORABLE SIR,

In acknowledging the receipt of the letters from the Registrar and Assistant Registrar of the High Court, dated respectively the 22nd and 24th instant, inquiring whether it is the intention of His Excellency the Governor in Council to issue a Commission, under the provisions of Act XIII of 1865, authorizing any of the Judges of the High Court to hold sittings in the Zillahs of Trichinopoly and Coimbatore, for the trial of certain charges preferred at those places against Europeans, I am directed to request, with reference to the provisions of Section 28 of the Act, that the records of the preliminary inquiries held in the cases in question, and the instruments of charge, may be sent to the Governor in Council, for his perusal, to enable him to determine as to the expediency of issuing a Commission for the trial of the cases in question, and that a similar course may be adopted in all future cases.

I have the honor to be,
Honorable Sir,
Your most obedient Servant,
A. J. ARBUTHNOT,
Chief Secretary.

FORT SAINT GEORGE,
30*th June* 1865.

Exd. J. H. Burns.

From A. Macdonald Ritchie Esqre
Registrar High Court Madras, Criminal Side

To
The Honorable A. J. Arbuthnot
Chief Secretary to Government
Fort Saint George.

Honorable Sir,

Referring to Act XIII of 1865 Sec. 28 I am directed by the High Court to State that instruments of Charge against 3 European British subjects for the Crimes of having [illegible] Regimental Clothing have been received by the Clerk of the Crown from Trichinopoly together with the preliminary Record in each case; And to enquire whether it is the intention of His Excellency the Governor in Council to issue under the provisions of the above Act a Commission authorizing a Judge of the High Court to hold Sittings at any place other than the Courts usual place of Sitting. This information is required to enable the High Court to give the necessary directions for the trial of the persons charged.

I have the honor to be,
Honorable Sir
your most obedient Servant
A Macdonald Ritchie
Registrar

High Court Madras
Registrar's Office
22d June 1865

Prov: 30th June

in Mr Smith's Case 15th
August 1815

Copies sent to following
Letters in Carpenters hand.

2 Mr Christ Jenkins
4 Mr
Byth Court.
Rolls No 9288 of 30 June 1815—
Mr Cartwrights Journal
with a power annexed
& printed Copies with
a Form of the Commissions
& the Chancellors Hand
and with any Supplemental
Which may appear to him
to be requisite for the
further Conduct of Causes in
Consequence of the provisions
of the Act.

Mr Jenkins Chancery Lane

Judicial Dept.

(No. 929.

To The Honorable Sir
Chief Justice

&c.

Scotland.
High Court
of Judicature

Honble Sir,

In acknowledging the receipt of the letters from the Registrar and Assistant Registrar of the High Court, dated respectively the 22nd & 24th inst., inquiring whether it is the intention of His Excellency the Governor in Council to issue a Commission under the provisions of Act XIII of 1865, authorizing and directing the Judges of the High Court to hold sittings in the Districts of Ootacamund and Coimbatore

for

mar

[illegible]

[illegible]

[illegible] records of the

preliminary Enquiries

[illegible] in the cases in

[illegible], and the returns

in lists, &c. [illegible] mar-

shal

Lord Hastings

to [illegible]

to enable him to determine

as to the [illegible] of

issuing a Commission

for the trial of the cases

in gaol [illegible]

a similar course [illegible]

be adopted [illegible]

future cases. [illegible]

[illegible]

[illegible]

Fort St George
30 June 1865

Judicial 1865 Dept.

No. 929
Roads &c

To the Chief Justice
of the High Court of
Judicature Madras.

Dated 30th June 1865.

Fcp. 1404

163.9