M.R.O. 1—89,000—16-10-22.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	93	Press ~~Mis.~~	
148-150 Dated	16-1-	19	1865

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Not to be folded or roughly handled

Read the following papers:—

No. 148. From B. PASOOPATY MOODELLIAR, Deputy Writer, Civil Court, Coimbatore, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Coimbatore, 22nd December 1864.

On the 13th September and 15th November 1864, I *begged* your goodness will be pleased to issue early orders for exempting me from further examination.

2. On the 14th July 1864, I applied to His Excellency the Honorable the Governor in Council on the same subject.

3. Your goodness having signified in 1863, in answer to a reference made by this Court Sheristadar, that Diploma holders are not required again to pass the new test, I was prevented from passing, in the last two years.

4. The High Court declared the test of 1857 to have become an obsolete standard in January 1864, which order prevented me from being made a Moonsiff, although my period of service amounted to *twenty-one years*; and they themselves have, on the 3rd August 1864, appointed a Diploma holder who passed with me in 1857, as *permanent* Moonsiff.

5. I, therefore, beg your goodness will be pleased to issue orders for exempting me from examination and thus protect me.

No. 149. From P. P. HUTCHINS, Esq., Acting Registrar of the High Court of Judicature at Madras, to the Honorable A. J. ARBUTHMOT, Chief Secretary to Government, Fort Saint George; dated Madras, 9th January 1865, No. 4.

Adverting to your letters of the 10th September and 29th November, Nos. 5259 and 6613, I am directed by the High Court to state, for the information of the Governor in Council, that the subject therein alluded to has received the careful consideration of the full Court, and they agree with the opinion expressed by His Excellency in Council that persons who have passed the test in force for the time being, whether it be that of 1855, of 1857, or of 1862, are all *eligible* for employment as District Moonsiffs. It is the duty, however, of the High Court, on each occasion of a vacancy, to select from amongst the eligible candidates the one best qualified for the office, and *cæteris paribus* a candidate who has passed the test of 1862 may be presumed to be better qualified than one who has only passed one of the obsolete tests.

2. It is unfortunate that the Order of the 15th January, of which the petitioners complain, was couched in such general language. The Judges who passed the order did not mean to convey that it had been laid down as a rule that no person should be appointed to the office of District Moonsiff who had only passed the examination prescribed by the Rules of 1855, and many persons, qualified according to the old tests alone have, since the order, been appointed as District Moonsiffs.

No. 150. ORDER THEREON, 16th January 1865, No. 93.
Communicated to B. Pasoopaty Moodelliar.
(True Extract).

Chief Secretary.

To Pasoopaty Moodelliar.

Exd. J. H. Burns.

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

Letter 1861 Dept

from
B Rawlpatty Brooke
Deputy Auditor untter
Circuit Court [illegible] date

Letter 22
Nov 26 } Decr 62.

2740
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Requests a reply to
his previous letter
asking if the Exam-
=ation for issuing a
further Ex^n, as he
has already issued
the special Test Ex^n
according to the Stan
=dard of 1857

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148.

Q/A Liberty
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