M.R.O. 1—[illegible]—14-10-38.

# MADRAS RECORD OFFICE.

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## Government of Madras.

Judicial DEPARTMENT.

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| G.O. No. 1011 | Press Mis. |
| 251-260 | |
| Dated 28.6.1886 | |

***Not to be folded or roughly handled***

Read again petition from certain residents at Bellary, dated 30th April, and recorded in the Proceedings of 18th May 1866, No. 763.

No. 259. Read also the following letter from the Registrar of the High Court of Judicature at Madras, Appellate Side, to the Acting Chief Secretary to Government, Fort Saint George; dated Madras, 11th June 1866, No. 35.

I am directed by the Chief Justice and Judges of the High Court to acknowledge the Honorable Mr. Arbuthnot's letter of the 18th ultimo, No. 763, enclosing a petition purporting to be signed by 13 inhabitants of Bellary.

2. The petition clearly does not emanate from the suitors in the Civil Court, although their interests are put forward as the ground upon which the complaint is based. It is in fact an anonymous petition, for the 13 signatures appended to it were obviously written by one hand and at the same time.

3. But even if the petition could be taken as a genuine expression of the wishes of the public, or of any considerable section of the public at Bellary, it appears to the Chief Justice and Judges that it would still be undeserving of attention; the object of the adjournment being to relieve the Judge and Court servants, not the suitors, and the benefit to the public being only indirect.

4. The Chief Justice and Judges are of opinion that the Civil Judge would not, without good reason, have foregone the personal advantage of the adjournment, and they believe that the reason given by the petitioners is the true one. If the Civil Judge considered that the state of his file required that the adjournment should be given up, and that it might be given up without prejudice to the hearing and determination of the pending business, there seems to have been nothing objectionable in his not first obtaining the sanction of higher authority.

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No. 260. ORDER THEREON, 28th June 1866, No. 1011.

Ordered that the following endorsement be passed on the petition referred to in the foregoing letter;—

"The Governor in Council declines to accede to the prayer of the petitioners."

2. The Government presume that the servants of the Civil and Session Judge's establishment would be allowed (under the usual condition) privilege leave, to which, had the adjournment taken place, they would have had no title.

(True Extract).

*Acting Chief Secretary.*

To the Honorable the Judges of the High Court.
,, Civil and Session Judge of Bellary.
,, Endorsement to Curnum Rungapah Malakana Gowdah,
and 17 others, inhabitants of Bellary.

Exd. J. H. Burns.

I am unable to adopt the views of the High Court: the assignment is committed by the Government to the Court for the relief of the servants of the Court. Nor is it open to the High Court to entertain the petition. The Court is bound to act without reference to the Government. The Court is bound to act without reference to the Government. The Court is bound to act without reference to the Government. The Court is bound to act without reference to the Government.

(Rd. - 28 June 1865 No 1011.

Ordered that the following endorsement be passed on the Petition referred to in the foregoing letter.

"The Governor in Council declines to accede to the prayer of the Petitioners."

2. The Government presume that the servants of the Court and Sessions Judges Establishment would be allowed (under the usual conditions) privileges leave to which had the assignment taken place they would have had no title.

Endorsement to Carimoon Bungalah Malabaree Comdah & others and abstract of Petition

to the Hon'ble the Judges of the High Court in Cir & the Judges of Sessions.

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