M.R.O. 1—33,000—18-10-39.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1119 Press Mis.

123-124

Dated 18-7- 19 1886

3/4

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
18th July 1866.

No. 173. Read the following Despatch from the Right Honorable the Secretary of State for India, to His Excellency the Right Honorable the Governor in Council, Fort Saint George; dated India Office, London, 9th June 1866, No. 46.

Financial.

Your Despatch in the Judicial Department, dated 24th March, No. 4 of 1866, regarding the misappropriation by the late Mr. Serle, in his character of Official Trustee, of certain property belonging to Mrs. Fitzgerald, has been considered by me in Council.

2. The statement put forward by Mrs. Fitzgerald appears to have been investigated by your Government, and to have been found substantially correct, and you recommend that the amount misappropriated in her case, about Rupees 28,916, may be paid out of the Public Treasury.

3. As Mrs. Fitzgerald had no option but to leave her money in the hands of the Official Trustee appointed by the Supreme Court, the Government must be held liable to replace what has been misappropriated, and I accordingly authorize the payment to Mrs. Fitzgerald of whatever may prove to be due to her, including interest from the last payment of the same, and the costs incident to proving her case.

4. With reference to Sir C. Wood's Despatch of 30th May 1863, No. 28, when a similar claim on the part of the estate of Captain Francis was disposed of, I should wish to be informed of the measures adopted by your Government to provide for the security of Official Trusts, and thus to prevent a repetition of calls like the present upon the Public Revenues.

No. 174. ORDER THEREON, 18th July 1866, No. 1119.

Ordered that a copy of the foregoing Despatch be furnished to the Honorable the Judges of the High Court on its Orignal Side, also to the Accountant General, who will, in communication with the Government Solicitor, make the necessary arrangements for the disbursement to Mrs. M. Fitzgerald of whatever may prove to be due to her, inclusive of interest from the last payment of the same, and the costs incident to proving her case.

2. The following letter will be addressed to the Right Honorable the Secretary of State for India, with reference to paragraph 4 of his Despatch.

(Here enter Despatch.)

(True Extract).

Acting Chief Secretary.

To the Honorable the Judges of the High Court.
" Accountant General.
" Government Solicitor.
To Mrs. M. Fitzgerald.

Exd. J. H. Burns.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read Despatch from the Rt. H. the Secy: of State for India

/Dated 9th June 1866 No 46/

Order - 18th July 1866 No 1119 -

Ordered that a copy of the foregoing Despatch be furnished to the Honble the Judges of the High Court on its Original Side - also to the Advocate General who will, in communication with the Govt Solicitor, make the necessary arrangements for the disbursement to Mrs M. Fitzgerald of whatever may prove to be due to her, inclusive of interest from the last payment of the same & the costs incident to proving her case.

2 The following letter will be addressed to the Right Honble the Secretary of State

Judicial 1866. Department.

No. 1119

PROCEEDINGS OF GOVERNMENT.

Fr. 189/68.

Dated 18th July 1866

B

Statute for Indian rights reformed
to Parsees & Indian Scepticals

173-174

to build the Justices Cutcherry
High Court
" Sheriff's Quarters
" Sporting Bolanee
" Chuna Clo: Storehouses

Copied
12/7