M.R.O. 1—30,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 131 Press Mis.

239-240

Dated 31. 1. 19 1886

9/9

Not to be folded or roughly handled

No. 239. Read the following letter from the Magistrate of Bellary, to the Chief Secretary to Government, Fort Saint George; dated Camp Huvinhadgali, 20th January 1866, No. 4.

I have the honor to inform you that my Acting Head Assistant Magistrate reports, in his letter, No. 20, dated 20th ultimo, that Mr. Patrick Hearne, an Apothecary in the employ of the Madras Irrigation and Canal Company, having been requested by the late Sub-Magistrate of the Taluq of Hospett (in the absence of any Apothecary in the employ of Government) to hold a post mortem examination of a corpse (the subject of a judicial inquiry), desires to be remunerated for performing the said duty.

2. Mr. Hearne also subsequently appeared as a witness before Mr. Lilly, and deposed to the result of his examination, in obedience to a summons issued by the said Officer.

3. As the Proceedings of the Madras Government, Judicial Department, dated 6th December 1864, No. 1745, and 29th March 1865, No. 486, sanctioning the payment of fee and travelling allowance to Medical Officers for examining corpses and wounds forming the subject of judicial inquiry, make no mention in regard to payment for the services of Medical Officers in the employ of private Companies, such as the Railway and Canal Company, I request the sanction of Government for my disbursing to the Apothecary in question the amount of expenditure actually incurred by him, viz., Rupees 16, as per accompanying list, and certificate, received from the Apothecary.

No: 434.

This is to certify that Apothecary Mr. Hearne was called upon to examine the corpse of a man murdered in the murder case occurred at Anantasaingoody in the Taluq of Hospett.

(Signed) F. J. HICKS, Lieutenant,
Superintendent of Police.

BELLARY, 17*th October* 1865.

No. 240. ORDER THEREON, 31st January 1866, No. 131.
Sanctioned.
(True Extract).

Chief Secretary.

To the Magistrate of Bellary,
„ Accountant General.

Exd. J. H. Burns.

Proceedings of the Madras Government, Judicial Department,
26th July 1865.

No. 188. Read the following letter from J. D. ROBINSON, Esq., Magistrate of North Arcot, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Chittoor, 18th July 1865, No. 38.

One Venkataroydu, a resident of the Narrainnanum Division in the Carvetenugger Zomindary, attempted to commit suicide, by cutting his throat with a knife. The man being too dangerously injured to be sent across country to the Hospital at Chittoor, the Sub-Magistrate, in the exercise of what to me appears a wise discretion, forwarded the sufferer to Arconum, for treatment by a Medical practitioner attached to the Railway Company at that station.

2. The Apothecary has submitted to me, through the District Engineer of the 1st Division, a bill, amounting to Rupees 15, for professional attendance, and the services of a man to wait upon the sufferer. The sum being in excess of the amount prescribed in Government Order, 29th March 1865, No. 486, Judicial Department, I have the honor to request that the sanction of Government may be accorded to the payment of the amount of the bill to the Apothecory, as a special case.

No. 189. ORDER THEREON, 26th July 1865, No. 1041.
Sanctioned.
(True Extract).

Chief Secretary.

To the Magistrate of North Arcot.
„ Accountant General.

Exd. J. H. Burns.

No. 161. Read the following letter from the Collector of Trichinopoly, to the Chief Secretary to Government, Fort Saint George; dated Trichinopoly, 7th October 1865, No. 41.

In Pullambady, a village situated at a distance of 20 miles from the town of Trichinopoly, one Periannasawry, prisoner in Session case No. 15 of 1865, murdered his mother and his younger son, and in attempting at the same time to kill likewise his wife and his elder son, he inflicted desperate wounds on them. On the receipt of this information, Mr. Comyn, my Acting Head Assistant, within whose jurisdiction this offence was committed, at once called on the Native Surgeon to proceed forthwith to the spot, for the purpose of treating the wounded parties, and promised payment of the travelling expenses incurred by him on the occasion. The Native Surgeon readily complied with this requisition, and submitted a bill for Rupees 11, as shewn below :—

Mileage allowance from Trichinopoly to Pullambady and back, a distance of 40 miles, at 4 Annas per mile.....	Rupees	10	0 0
Travelling Batta.....	,,	1	0 0
Total...		11	0 0

This amount was accordingly paid, and the charge was included in the Contingent Bill. From the enclosed Memorandum of objections, which I request may be returned to me when no longer required, the Government will perceive that I am called upon by the Accountant General to recover the amount in cash from the Native Surgeon, on the ground that this charge is forbidden by the Order of Government, No. 486, dated the 29th of March last. I have carefully read the order referred to, and find that it forbids only payment of a fee to a Native Surgeon for examining a body, but it does in no way prohibit payment of the expenses a Native Surgeon is put to for travelling to a distant village from the Head Quarters, on duty of an emergent description.

2. Under the circumstances above explained, the attendance of the Native Surgeon was promptly required, and the same was secured accordingly; it becomes therefore indispensably necessary that the charges incurred for the purpose in question should be defrayed. I have therefore the honor to request the favor of your obtaining the orders of Government on the subject, pending the receipt of which I will allow the Accountant General's requisition to lie over.

No. 162. ORDER THEREON, 21st October 1865, No. 1505.

The charge of Rupees 11 is sanctioned.

2. The Government are at a loss to understand how it can be considered to be barred by the G. O. of 29th March last, which merely disallowed *fees* to Native Surgeons for examining corpses.

(True Extract).

Acting Secretary to Government.

To the Magistrate of Trichinopoly, with Memorandum.
,, Accountant General.

Ed. J. H. Burns.

Proceedings of the Madras Government, Judicial Department,
24th October 1865.

No. 177. Read the following letter from the Magistrate of Kurnool, to the Chief Secretary to Government, Fort Saint George; dated Kurnool, 17th October 1865, No. 40.

I have the honor to forward, for the orders of Government, a Memorandum of objectionable items drawn up in the Accountant General's office, directing that the sum of Rupees 10 paid by me to a Medical Practitioner, for examining a dead body, shall be recovered from myself, unless Government be pleased to sanction the disbursement.

2. The dead body was sent for examination by Mr. Conaghan, an Apothecary in the service of the Irrigation Company, by the Sub-Magistrate of Atkoor, as the station of the Civil Surgeon was 40 miles distant.

3. Mr. Conaghan claimed a fee, and believing him to be a Pensioned Apothecary under the Government, I directed that he should be paid Rupees 5, under the Order of Government, dated 29th March 1865, No. 486.

4. Mr. Conaghan returned the fee of Rupees 5, through the Engineer of the District, denying that he was a Military Subordinate, or Pensioner, or that he had ever been in Government employ, and claiming the fee sanctioned for Medical Officers employed on such duties.

5. The fact that Mr. Conaghan was an independent Practitioner, who had accepted service under the Company, appeared to me to render the Government Order, dated 29th March 1865, No. 486, inapplicable, and I directed that he should be paid the full fee sanctioned by Government for Medical Officers.

6. I am unaware why the Deputy Accountant General considers the amount first disbursed as proper, or how this should have made the second payment excessive or remarkable.

7. I believe that Mr. Conaghan, as an independent Medical Practitioner not under the orders of Government, was entitled to the full fee of Rupees 15, and beg that the Government will be good enough to sanction payment of the same.

No. 178. ORDER THEREON, 24th October 1865, No. 1514.
Sanctioned, Rupees (15) fifteen.
(True Extract).

Acting Secretary to Government.

To the Magistrate of Kurnool, with Memorandum.
,, Accountant General.

Exd. J. H. Burns.

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A. M. Government of India — Dr.

To Medical Fee for attending on August held on the 12th August 1865 at Cuttack including travelling Batta —	13	-	-
Allowance for attending Head Office Tuesday Catechising on the 15th August 1865 —	3	-	-
	16	-	-
Total Rs.			

Contents received

Cuttack
the 4th November 1865

P. K. Searle
Apothecary Pr. S. H.

Rupees 7 annas

No 434.

A/K 18/10/68

District Police Office
Bellary, 17th October 1865.

This is to certify that Apothecary &c. Fearn was called upon to examine the Corpse of a man murdered in the Chenurder Case occurred at Anantasamgoody in the Taluq of Kanjette.

J. Hicks
Lieut
Superintt of Police.

To
K.R.

Enclosure No 1.
In a letter from the Magistrate of Bellary to the Chief Secretary to Government Madras dated 20th January 1866
No 4.

In Jud. Cons. 18th/66.
Pros. 31st Jany. 1866 No 239

Proc: 6th December 1864 Nos. 52–53.
29th March 1865 Nos. 228 & 230.

Sent 1 Feby 66

Jud. 1866 DEPARTMENT.

From, Magistrate
The Collector of
Bellary.

To,
The Chief Secretary
to Government
Madras

Dated 20th } January 1866
Received 27 }

No. 4

Enclosure. One –

No 186

Feb. 29 66

(Requesting sanction for the disbursement of Rs 16 to an Ex Peon of Madras Irrigation and Canal Company for services rendered by him in a Judicial Inquiry)

Ans. No 131 dy 31 Jany 66.
Sanctioned by

239. 240.

The Magistrate of Bellary } dated 3/2
Asst Surgeon at }