

MADRAS RECORD OFFICE.

Government of Madras.

Jurial DEPARTMENT.

G.O. No.	1641	Press
		<u>Mis</u>
Dated	17-10-1966	

23-2-27

6/7

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,

17th October 1866.

No. 203. Read the following letter from the Magistrate of Coimbatore, to the Chief Secretary to Government, Fort Saint George; dated Coimbatore, 9th October 1866, No. 110.

In reply to Proceedings of Government, dated 3rd instant, No. 1542, I have the honor to transmit, in original, Mr. Gordon's explanation of the circumstances connected with the sale of his property (a cow), which was purchased by a Court Peon.

From H. P. GORDON, Esq., Acting Special Assistant Collector, to the Collector of Coimbatore; dated Ootacamund, 7th October 1866.

I have the honor to forward the statement called for in your letter, No. 286, of the 5th instant.

2. The milk of a cow, which I brought to this place from Coimbatore for the use of my family, having failed, I desired to sell it. Being then new to the place, I consulted the Manager of my office, Rungapah Naidoo, as to the best and readiest means of disposing of it. He hired a man, at my expense, to sell the cow by tom tom at the weekly market, and, on the 18th September, being market day, I sent it to the market, in the charge of my cow man and servant, to be sold by auction to the highest bidder.

3. The ownership of the cow was not mentioned in the proclamation, nor am I aware that it was known to the bidders until the sale was completed.

4. The peon who purchased it, as the highest bidder, refused, as my servant informed me, to give the money to him, saying that he would himself take it to his master, and came for that purpose with the cow man to my house. My servant brought the money, viz., 26 Rupees to me in doors, when I at once observed that one of the pieces was bad. I went outside to the peon, and desired him to count over the money slowly. He passed the bad coin without remark. I then asked him whence he obtained the money, and whether he had purchased the cow for himself, or for any other person. He said he had obtained

* I subsequently ascertained that he had changed a 20 Rupees note there. the money* in change at the Taluq Cutcherri, and that the purchase was made on his own account.

Feeling satisfied that a Native, who is in the habit of testing every coin he receives, would not innocently pass a counterfeit so inferior as to be instantly detected by me by sight alone (for I did not test it by ringing till afterwards), I deemed it my duty, on purely public grounds, to prosecute the man, and told him that I should do so.

5. The peon in question was previously entirely unknown to me, and I did not know that he had purchased the cow until he came to my house. I had not expected or desired to hold any communication with the purchaser, presuming that my servant would bring me its value.

6. The price the cow realized was a very moderate one, it being a good cow, though not in milk at the time.

7. I have only to observe, in conclusion, that I used such precautions as suggested themselves to me at the time to avoid any impropriety in the transaction of a necessary business, and trust that, in the opinion of Government, no such impropriety has taken place.

No. 204. ORDER THEREON, 17th October 1866, No. 1641.

The Governor in Council is of opinion that Mr. Gordon erred in availing himself of the assistance of the Manager of his Office in effecting the sale of private property, and that, on his being informed who the purchaser was, he should have cancelled the sale.

(True Extract).

To the Magistrate of Coimbatore.
Exd. J. H. Burns.

Secretary to Government.

For Orders.

It seems to me that it
will be enough to tell her
for don that he was guilty
of an impropriety & a
breach of standing orders is
not cancelling the sale, when
he knew who was the pur-
chaser. His prosecution of
the latter - which necessarily
involved publicity - shows that
he acted from pure ignorance
& in fact, not for the necessity of checking the
practice of the Opera house, by the usual
rule, but as a check for any
opinion as to the propriety of
the prosecution which was
suggested by the public.

Indy and
Marian

L. S.

Pro. 3^d Oct. 1866 at 25.

1866 Judicial Dept

From

The Magistrate of Cambridge

to His Secretary to Govt

Fort St George

at 6.8.9th October 1866

No. 12

No 2255. No 110

With one Enclosure

Transmits in Original
a. l. Mr. Gordon's explanation
of the circumstances
connected with the sale
of a cow called for in
Govt proceedings d. 3rd
Allano No 1542

203.

For Order

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following
letter from the Magistrate
of Coimbatore.

(Here enter 9th October 1866 No. 110.)

Order thereon 17 Oct^r 1866 No. 1541.

Wm
The Governor in Council
is of opinion that Mr.
Gordon erred in availing
himself of the assistance
of the Manager of his
Office in effecting the
sale of private property
and that on his being
informed who the purchaser
was he should have
cancelled the sale.

2 The sale of the cow
by tontom for which
purpose

purpose the aid of the
village officials must
have been called in was
also objectionable.

To the Magistrate of Gumbatona 18022/60

14 21 80

Ludlow 1860. Department.

No. 1141

PROCEEDINGS OF GOVERNMENT.

Dated 17th October 1860.