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MADRAS RECORD OFFICE.

Government of Madras.

~~Revision~~ Judicial DEPARTMENT.

G.O. No. 360 Press / Mis.

64-65

Dated 8 3 1866.

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Not to be folded or roughly handled

JUDICIAL DEPARTMENT.

No. 360.

To

THE HONORABLE THE CHIEF JUSTICE
OF THE HIGH COURT OF JUDICATURE,
MADRAS.

HONORABLE SIR,

I am directed by the Governor in Council to send you the annexed copy of a letter from the Civil and Session Judge of Bellary, bringing to notice the heavy arrears of business pending in the Civil Court at that station. The Governor in Council has reason to believe that a similar state of things exists in other Courts as well as in the Bellary Court, and he directs me to request that the Honorable the Judges of the High Court will look into the subject, and favor the Government with such suggestions as they may deem it advisable to make for expediting the despatch of business in those Courts in which additional aid may appear to be required.

I have the honor to be,
Honorable Sir,
Your most obedient Servant,

FORT SAINT GEORGE,
8*th March* 1866.

Chief Secretary.

From the Civil and Session Judge of Bellary, to the Chief Secretary to Government, Fort Saint George; dated Bellary, 5th February 1866, No. 10.

I have the honor to bring to the notice of Government the very heavy arrears which I have found pending in the Civil Court of Bellary on taking charge at the beginning of the present year. Since the abolition of the Subordinate Court, the prosperity of the Cotton trade has tended to increase the litigation of the District to a degree which was before unknown.

2. On taking charge of the Court, I found 518 suits in arrears, of which 65 were Original Suits, and the remainder Appeals. I am now hearing suits of two years standing. The Criminal work is very heavy. At the last Sessions, I tried 38 persons in 17 cases, and I have 49 persons to be tried in the present month. In the hot weather, the Court will be adjourned for two months, and the following month must be almost entirely devoted to the Criminal work which will have accumulated during the adjournment. Deducting holidays, there remains only the half of nine months, or about 135 days in the year, for Civil proceedings; and, judging of the future by the past, I must expect 300 suits to be filed in the present year. I have already 45, including two remanded appeals.

3. Under these circumstances, I see no prospect of being able to make any serious impression on the mass of arrears within a reasonable time. The delay is very inconvenient to the people, and, therefore, I have brought the matter to the notice of Government, in the hope that some relief may be granted.

4. I beg to submit a Memorandum of the number of suits filed and disposed of since the abolition of the Subordinate Court, distinguishing those which would come within the cognizance of a Principal Sudder Ameen or of a Small Cause Court.

MEMORANDUM.

Appeal Suits.

Year.	Pending on 1st January 1863.	Instituted.	Total.	Total disposed of.	Pending on the 8th January* and 3rd February† 1866.	Appeals against decisions in suits of the nature cognizable by a Small Cause Court.					
						Bellary Moonsiff's file.	Purghy Moonsiff's file.	Narraindaverkerry Moonsiff's file.	Cullendroog Moonsiff's file.	Gooty Moonsiff's file.	Total.
1863.....	14	277	291	109	...	14	4	8	8	8	42
1864.....	...	238	238	88	...	17	7	10	14	12	60
1865.....	...	244	244	123	...	18	13	20	5	13	74
Total...	14	759	773	320	*453	49	24	38	27	33	176
1866, from 8th January to 3rd February.	...	36	36	8	28	3	5	2	4	1	15
Total...	14	795	809	328	†481	52	29	40	31	39	191

Original Suits.

Year.	Pending on 1st January.1863.	Instituted.	Total.	Total disposed of.	Pending on 1st and 8th January* and 3rd February† 1866.	Suits cognizable by a Principal Sudder Ameen.
1863.....	1	46	47	23	.....	
1864.....	...	49	49	23	.....	44
1865.....	...	54	54	28	.....	45
						47
Total...	1	149	150	84	*66	
1866, from 3rd to 6th January. ...	...	...	...	1	.....	
Total...	1	149	150	85	*65	
1866, from 8th January to 3rd February.....	...	9	9	2	7	9
Total...	1	158	159	87	†72	145

Total number of Suits cognizable by a Small Cause Court instituted in the Bellary Moonsiff's Court.

Year.	Valued above 50 and below 500 Rupees.	Valued below 50 Rupees.
1863.....	261	45
1864.....	439	257
1865.....	671	332

CIVIL AND SESSION COURT,
BELLARY, *5th February* 1866.

(Signed) J. R. KINDERSLEY,
Civil and Session Judge.

Exd. J. H. Burns.

despd 10/3

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Judicial Department

No 360

To The Honorable Sir C. H. Scotland Kt.
Chief Justice of the High Court of Judicature.

Honble Sir,

I am directed by the Governor in Council to send you the annexed copy of a letter from the Civil and Sessions Judge of Bellary, bringing to notice the heavy arrears of business pending in the Civil Court at that Station. The Governor in Council has reason to believe that a similar state of things exists in other Courts as well as in the Bellary Court, and he directs me to request

request that the Honorable the Judges of the High Court will look into the subject and favor the Government with such suggestions as they may deem it advisable to make for expediting the despatch of business in those Courts in which additional aid may appear to be required.

Fort Saint George
8th March 1866.

Judicial Depart.

No

To

The Honorable Sir C. H. Scotland Kt.
Chief Justice of the High Court
of Judicature.

Honble Sir,

I am directed by the Governor in Council to send you the annexed copy of a letter from the Civil and Sessions Judge of Bellary, bringing to notice the heavy arrears of business pending in the Civil Court at that station, and to request that you will be good enough to cause the Government to be furnished with a return shewing the state of business in the

the several Civil Courts, Principal Sudder Ameens Courts and Courts of Small Causes in this Presidency on the 31st December last and the amount of work done by the several officers who have presided over those Courts during the last Calendar year, accompanied by such Suggestions as the Honorable the Judges may deem it proper to offer on the subject.

I should prefer dealing with the state of affairs in Mr Bellary's district only. and I should think there can be little doubt that a Temporary P. S. Ameen's Court presided over by a P. S. Ameen would be permanently beneficial. Upon judicial disposals will be a speedier remedy. A hundred Rs would be sufficient temporary to clear off arrears or rather to create a sort of expectation for himself & Rs 1000 Rs. Let him do it slowly and lazily for the sake of luxury & drowsiness #

by the way the Collector of Salem & Coimbatore mentioned to me that Mr Cockburn Chief Assistant to the Collector of Madura, had been for some time employed in the Collectorate of Bellary. Can you ascertain whether this is correct.

Raywill A.D.

X to ascertain & those Courts in which it may appear desirable to make special arrangements for expediting the despatch of business.

Judicial 1866 Departt.

No. 360.

To

The Honorable
The Chief Justice of the
High Court of Judicature
Madras

No. 740.

Dated 8th March 1866.

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