M.R.O. 1—32,000—16-10-29.

# MADRAS RECORD OFFICE.

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## Government of Madras.

Judicial **DEPARTMENT.**

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| G.O. No. 580 | | Press ~~Mis.~~ |
| 153-154 | | |
| Dated 18 · 4 — | ~~19~~ 1866 | |

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

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

No. 153. Read the following letter from the Registrar of the High Court of Judicature at Madras, to the Chief Secretary to Government, Fort Saint George; dated Madras, 6th April 1866, No. 19.

I am directed to acknowledge the receipt of your letter of the 5th ultimo, No. 334, requesting the Chief Justice and Judges, with reference to the recommendation made in my letter of the 12th of February, to favor the Government with their opinion, whether it is competent to the Governor in Council, under Section 51, Act XI of 1865, to invest a Judge of a Small Cause Court with only a part of the powers of a Principal Sudder Ameen.

2. At first sight, a competency to give the whole includes a competency to give a part, and there seems to be no reason why the Appellate and Original powers of a Principal Sudder Ameen should be less severable than his Civil and his Criminal Jurisdiction. In point of fact, the Government have from time to time, under the old Regulations, constituted many Principal Sudder Ameens with Appellate powers only.

3. As, however, the words of Section 51 are perhaps open to the doubt suggested by Government, it will be better if the Judge of the Small Cause Court of Cuddalore be invested with the powers of a Principal Sudder Ameen generally. The Civil Judge is fully competent, by calling up or referring suits, to regulate the amount of work which will devolve upon him as Principal Sudder Ameen, and he will be directed not to over-burden the file with such work to the detriment of the Small Cause business.

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No. 154. ORDER THEREON, 18th April 1866, No. 580.

Resolved, accordingly, that the Judge of the Small Cause Court at Cuddalore be invested with the powers of a Principal Sudder Ameen within that Zillah, and that the following Notification be published in the *Fort Saint George Gazette*:—

NOTIFICATION.

Under Section 51 of Act XI of 1865, the Governor in Council invests the Judge of the Small Cause Court at Cuddalore with the powers of a Principal Sudder Ameen within that Zillah.

**(True Extract).**

*Chief Secretary.*

**To the Honorable the Judges of the High Court.**

**Ed. J. H. Burns.**

Judicial Department

**PROCEEDINGS of the MADRAS GOVERNMENT.**

Read the following letter from the Registrar, High Court. Here enter 6 April 1866 No 19.

Order thereon. 18 April 1866 No 580.

Resolved accordingly that the Judge of the Small Cause Court at Cuddalore be invested with the powers of a Principal Sudder Amin within that Zillah and that the following Notification be published in the Fort Saint George Gazette.

Notification.

Under Section 51 of Act XI of 1865, the Governor in Council invests the Judge of the Small Cause Court at Cuddalore with the powers of a Principal Sudder Amin within that Zillah.

Judicial 1866. Department.

No 580.

PROCEEDINGS OF GOVERNMENT.

Dated 18th April 1866.

153. 152.