

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	787	Press
175-176		~~Mis.~~
Dated	18-5-19	1866

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Not to be folded or roughly handled

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

No. 175. Read the following letter from R. E. MASTER, Esq., Madras Civil Service, to the Chief Secretary to Government, Fort Saint George; dated Madras, 1st May 1866.

I have the honor to submit, for the consideration of Government, copies of correspondence with the Crown Office, on the subject of the inclusion of my name in the list of Common Jurors, published in the *Fort Saint George Gazette* of the 27th ultimo. The first part of the letter from the Deputy Clerk of the Crown is unintelligible to me, for I cannot find that any Special Jurors' list was made out last year: certainly none was published. If such list was made out, my name ought to have been entered in it. I have not changed my residence during the last four years; though, as the Government are aware, I have occasionally left my Head Quarters at Madras, on short trips into the interior, on duty.

2. Mr. Brooks states that the omission cannot now be remedied, quoting Section 7 of the new Jury Rules, and hence my reason for troubling the Government. Those Rules can hardly over-ride the Act of the Supreme Legislature, No. 13 of 1865, under Section 12 of which the entry of my name in any other than the Special Jurors' list is altogether illegal. The circumstance was first made known to me by the publication of the list on the 27th ultimo, and on the following day I brought it to the notice of the Clerk of the Crown.

3. I further beg to forward copy of a list furnished by me to the Sheriff on the 9th December 1865, in compliance with his request, from which the Government will observe that it was from no want of information that the omission, now stated to be without remedy, occurred.

From R. E. MASTER, Esq., Madras Civil Service, to the Clerk of the Crown, High Court; dated Madras, 28th April 1866.

Referring to Section 12, Act XIII of 1865, I have the honor to request you will inform me whether the insertion of my name at page 8 of the Supplement to the *Fort Saint George Gazette* of the 27th instant, in the list of Common Jurors, is not a mistake.

2. For nearly 20 years, as a member of the Covenanted Civil Service, my name has been included in the list of Grand Jurors, and I can hardly suppose that, in framing the new lists, it has been intentionally excluded from the Special Jurors' list, and placed on that of the Common Jurors.

3. I have gone through the latter, and cannot find the name of a single Covenanted Civil Servant with the exception of my own.

From B. BROOKS, Esq., Deputy Clerk of the Crown, to R. E. MASTER, Esq., Madras; dated Madras, 30th April 1866.

I have the honor to acknowledge the receipt of your letter of the 28th instant, and, in reply, to state that I cannot account for your name not appearing in the Special Jurors' list, but from the circumstance that, at the time the list of the Special Jurors was made up last year, you had "changed your residence," as provided for by Section 13, Act XIII of 1865.

2. Under Section VII, New Jury Rules, it will be seen that the omission, or otherwise, cannot now be remedied.

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

SCHEDULE No. 1, forwarded to Sheriff of Madras with letter from Officiating Director of Revenue Settlement, dated 9th December 1865, No. 1520.

Name.	Style or calling.	Residence.	Religion.	If Christian, whether European or East Indian.	Remarks.
Master, Robert Edward.	Madras Civil Service, Officiating Director of Revenue Settlement.	Pater's Gardens.	Christian.	European.	Liable to serve only as Special Juror, under Section 12 of Act XIII of 1865.

(True Copies).

(Signed) R. E. MASTER,
Madras Civil Service.

No. 176. To the Honorable the Chief Justice of the High Court of Judicature, Madras; dated Fort Saint George, 18th May 1866, No. 757.

I am directed to transmit to you the annexed copy of a letter from Mr. R. E. Master, of the Civil Service, and of the correspondence which accompanied it, regarding the insertion of his name in the list of Common Jurors, published in the *Fort Saint George Gazette* of the 27th ultimo.

2. The matter appears to be one which calls for the interference of the Court, Mr. Master's name having been hitherto included in the list of Grand Jurors, and he being therefore entitled, under Section 12 of Act No. XIII of 1865, to be deemed to be a person privileged and liable to serve only as a Special Juror under that Act.

3. Adverting to the remark made in the 2nd paragraph of Mr. Brooks' letter of the 30th April, that, with reference to No. 7 of the new Jury Rules, which requires that any application for the correction of errors or omissions in the list of Jurors shall be made on or before the 15th of March, "the omission or otherwise cannot now be remedied," I am directed to observe that, as the list was not published until the 27th April, it was impossible for Mr. Master to comply with the requirements of the rule in question.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Exd. J. H. Burns.

No. 757. Judicial Department
The Honorable Sir C. H. Scottland W.
Chief Justice of the High Court
of Judicature.
Honble Sir,

I am directed to transmit to you the annexed copy of a letter from Mr. R. E. Master of the Civil Service and of the correspondence which accompanied it, regarding the insertion of his name in the list of Common Jurors published in the *Fort Saint George Gazette* of the 27th ultimo.

2. The matter appears to be one which calls for the interference of the Court, Mr. Master's name having been hitherto included in

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in the list of Grand Jurors and he being therefore entitled under Sec. 12 of Act No. ~~XIII~~ of 1865 to be deemed to be a person privileged and liable to serve only as a special juror under that Act.

3. Adverting to the remark made in the 2^d para of Mr. Brooks' letter of the 30th April that, with reference to No. VII of the new Jury Rules which requires that any application for the correction of errors or omissions in the list of Jurors shall be made on or before the 15th of March, "the omission or otherwise cannot now be remedied," I am directed to observe that

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that as the list was not published until the 27th April it was impossible for Mr. Master to comply with the requirements of the rule in question.

Fort St. George
18 May 1863

W. A.

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Received of the
Hon. Mr. Justice
the sum of £100

1757

Judicial Mr. Justice

1757

The Honorable
the Judges of the
High Court of Chancery

Feb 11 1757

Recd 10th May 1757